

File No. 22018

Item No. 8

SUNSHINE ORDINANCE TASK FORCE
AGENDA PACKET CONTENTS LIST

Sunshine Ordinance Task Force

Date: February 1, 2023

<input checked="" type="checkbox"/>	Petition/Complaint	Page: <u>134</u>
<input type="checkbox"/>	Memorandum - Deputy City Attorney	Page: <u> </u>
<input type="checkbox"/>	Petitioner/Complainant Supporting Documents	Page: <u>157</u>
<input checked="" type="checkbox"/>	Respondent's Response	Page: <u> </u>
<input type="checkbox"/>	Public Correspondence	Page: <u> </u>
<input type="checkbox"/>	Order of Determination	Page: <u> </u>
<input type="checkbox"/>	Minutes	Page: <u> </u>
<input type="checkbox"/>	Administrator's Report	Page: <u> </u>
<input type="checkbox"/>	No Attachments	

OTHER

Completed by: C. Leger Date 1/27/23

* An asterisked item represents the cover sheet to a document that exceeds 25 pages.
The complete document is in the file on a disk

**Sunshine Ordinance Task Force
Complaint Summary**

File No. 22018

Peter Drekmeier vs SF Public Utilities Commission

Date filed with SOTF: 3/4/22

Contact information (Complainant information listed first):

Peter Drekmeier (peter@tuolumne.org) (Complainant)

Mayara Ruski Augusto Sa and the SFPUC (Respondent)

File No. 22018: Complaint filed by Peter Drekmeier against the San Francisco Public Utilities Commission for allegedly violating Administrator Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a public records request in a timely and/or complete manner.

Administrative Summary if applicable:

January 21, 2022 – request for all documents produced or used by the SFPUC to determine the rationing figures cited in the CCS's Petition for Reconsideration (see attached letter).

Respondent cites CA Government Code 6254(k) (exemption for records protected from disclosure under Federal or state law, including provisions of the Evidence Code relating to privilege; Ca. Evid. Code 954 (privilege for communications between attorneys and their clients).

Complaint Attached.

Petition/Complaint

Leger, Cheryl (BOS)

From: Peter Drekmeier <peter@tuolumne.org>
Sent: Friday, March 4, 2022 2:22 PM
To: SOTF, (BOS)
Subject: Sunshine Ordinance Issue
Attachments: TRT Sunshine Ordinance Request - Water Quality Certification.pdf; New TRT Sunshine Ordinance Request - Water Quality Certification.pdf

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Hello. My name is Peter Drekmeier and I am the Policy Director for the Tuolumne River Trust, a California incorporated 501(c)(3) nonprofit organization. The Tuolumne River is where San Francisco and others get their Hetch Hetchy water.

We have a lot of interactions with the SFPUC, which sometimes involve filing Sunshine Ordinance requests. I'm writing about my most recent request.

Background: The SFPUC submitted a document to the State Water Resources Control Board claiming that a requirement by the Board might lead the SFPUC to require 75% to 90% rationing from their customers. They have made claims like this before, but once we got ahold of the numbers and calculations used to produce their results, we found major flaws in their methodology.

In our recent case, I filed a request asking for the numbers and calculations used to derive their rationing figures. They responded by providing only the results of their calculations, which I already had. I followed up to clarify I was looking for data used to reach their conclusion. The response I received was that they were not going to provide the information because it is covered by attorney-client privilege.

From my experience with the Sunshine Ordinance and Public Records Act, I'm certain that the information I requested is not covered by attorney-client privilege.

I am attaching my requests and the SFPUC's response.

I would appreciate learning what recourse I have.

Thank you.

-Peter

Record request #22-663 has been closed. The closure reason was:

Dear Requester,

We are withholding the information you requested because it constitutes attorney-client communication protected under California Public Records Act § 6254(k) (exemption for records protected by federal or state law, including provisions relating to privilege); Cal. Evid. Code § 951.2 (attorney-client privilege); and we therefore consider this request closed.



Tuolumne River Trust

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Marek Robinson
Bart Westcott

January 21, 2022

Custodian of Records
San Francisco Public Utilities Commission (SFPUC)
525 Golden Gate Ave.
San Francisco, CA 94102

RE: Sunshine Ordinance Request

To Whom It May Concern:

On February 16, 2021, the City and County of San Francisco (CCSF) submitted a Petition for Reconsideration of the 401 Water Quality Certification (WQC) issued by the California State Water Quality Control Board for the FERC licensing of Don Pedro and La Grange Dams on the Tuolumne River.

Table 1 of the Petition (Summary of SFPUC Water Supply Rationing) suggests that under SFPUC service area demand of 238 million gallons per day the WQC would necessitate between 75% and 90% rationing. An editorial written by Dennis Herrera and published in the San Francisco Chronicle on May 28, 2021 repeated the lower rationing figure, stating, "Under current customer demand levels, the SFPUC estimates its regional water system would experience shortages equivalent to approximately 75% rationing during a drought under these new state requirements."

In accordance with the California Public Records Act and San Francisco's Sunshine Ordinance, I request all documents produced or used by the SFPUC to determine the rationing figures of 75% to 90% cited in CCSF's Petition for Reconsideration. I would appreciate receiving these documents electronically.

If you have any questions about this request, please email me at peter@tuolumne.org or call me at (650) 248-8025.

Thank you for your cooperation.

Sincerely,

Peter Drekmeier
Policy Director



Tuolumne River Trust

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Bart Westcott

January 31, 2022

Custodian of Records
San Francisco Public Utilities Commission (SFPUC)
525 Golden Gate Ave.
San Francisco, CA 94102

RE: Sunshine Ordinance Request

To Whom It May Concern:

On January 21, 2022, I submitted a Sunshine Ordinance request asking for documents related to Table 1 (Summary of SFPUC Water Supply Rationing) from the City and County of San Francisco's (CCSF) Petition for Reconsideration of the 401 Water Quality Certification (WQC) issued by the CA State Water Resources Control Board for the FERC licensing of Don Pedro and La Grange Dams on the Tuolumne River.

On January 28, 2022, I received two documents in response to my request. One was Table 1 of the Petition for Reconsideration, a document I was already familiar with and had referenced in my request. The second was a document titled "Table 2: Water Supply Effects on SFPUC at 238 MGD Systemwide Demand."

Table 2 includes the results of SFPUC modeling, but does not reference figures used to determine those results. I am interested in receiving the numbers used by the SFPUC to calculate the potential impacts of the WQC on the SFPUC's water supply.

Per the California Public Records Act and San Francisco's Sunshine Ordinance, I again request all documents produced or used by the SFPUC to **determine** the rationing figures of 75% to 90% cited in CCSF's Petition for Reconsideration. The SFPUC could not have produced Table 2 without raw data. Please send me the figures used to determine the results listed in Table 2 of the document.

If you have any questions about this request, please email me at peter@tuolumne.org or call me at (650) 248-8025.

Thank you for your cooperation.

Sincerely,

Peter Drekmeier
Policy Director

Peter Drekmeier
Policy Director
Tuolumne River Trust
peter@tuolumne.org
(650) 248-8025

Leger, Cheryl (BOS)

From: Peter Drekmeier <peter@tuolumne.org>
Sent: Wednesday, April 13, 2022 5:36 PM
To: SOTF, (BOS); Leger, Cheryl (BOS)
Cc: Ruski Augusto Sa, Mayara (PUC)
Subject: File 22018: Supporting Documentation
Attachments: Supporting Documentation - File 22018 - Peter Drekmeier vs. SFPUC.pdf; TRT Attachment A.pdf

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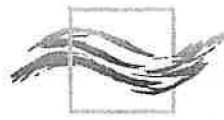
Dear Ms. Leger:

Please find TRT's supporting documentation for Complaint File 22018 attached.

Thank you.

-Peter

Peter Drekmeier
Policy Director
Tuolumne River Trust
peter@tuolumne.org
(650) 248-8025



Tuolumne River Trust

April 13, 2022

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John Nimmons
Eric Riemer
Marek Robinson
Bart Westcott

Sunshine Ordinance Task Force
1 Dr. Carlton B. Goodlett Pl., Room 244
San Francisco, CA 94102
sotf@sfgov.org
Sent via email

Re: Supporting Documentation for Complaint File 22018: Peter Drekmeier vs. SFPUC.

Dear Chair and Directors of the Sunshine Ordinance Task Force:

The SFPUC has a history of inflating potential social and economic impacts that might result from State requirements to release more water from their reservoirs into the Tuolumne River for environmental purposes. They exaggerate demand projections and water rationing levels to create a gloom and doom scenario. The Tuolumne River Trust (TRT) plays an important role in fact-checking their documents to make sure they are not biased or misleading.

The SFPUC Commissioners depend on TRT's expertise, not only for information and analyses aimed at restoring the Tuolumne River ecosystem, but also to protect rate-payers. By using inflated demand projections and an arbitrary and excessively conservative drought-planning scenario, the SFPUC could put itself in a position of investing in expensive and unnecessary alternative water supplies that would lead to stranded assets and higher rates. TRT serves as a watchdog.

For more than 40 years, TRT has enjoyed a reputation for being an honest and responsible organization. In 2018 we were invited to serve on the SF Mayor's Water Supply Stakeholder Group, and to present at all three meetings held before Covid set in. We also were allowed to give a 10-minute presentation to the San Francisco Planning Commission, which was unusual. In 2020, the SFPUC launched a series of six workshops to allow deep dives into Tuolumne River issues. TRT was invited to present at four of those workshops.

SFPUC staff often provides misleading information to their Commission and the public. This is why TRT filed a Sunshine Ordinance request to receive the data and assumptions used by staff to calculate the potential rationing impacts of the State Water Board's Water Quality Certification for the federal licenses of Don Pedro and La Grange Dams on the Tuolumne.

In denying our request, SFPUC staff cited “attorney-client communications,” but failed to explain why attorney-client privilege applied. The only explanation is that staff is claiming that any document they share with a lawyer is exempt from public disclosure. Using this logic, SFPUC staff could forward every document in their possession to the City Attorney, and then declare them off limits. This would defeat the entire purpose of the Sunshine Ordinance.

Historical Background

SFPUC staff have a long history of manipulating numbers and facts to build their case against contributing instream flows to the Tuolumne River for environmental purposes. For a recent example, please see Attachment A that addresses the SFPUC’s Petition for Reconsideration of the State’s Water Quality Certification.

Staff often present conclusions without sharing the inputs and assumptions used to produce their outcomes. For example, in 2017, TRT requested data used in their model to determine rationing levels that might be necessary if the State’s Bay Delta Water Quality Control Plan were implemented. We were initially denied. We then had a meeting with SFPUC staff and Commissioner Anson Moran. We had recently produced a prototype of a “water supply calculator” that would allow users to experiment with inputs such as water demand, additional water supplies, rationing levels and length of drought planning to explore alternative outcomes. Having not been given access to all the data we needed, at the meeting we explained that in some cases we had to use estimates. Staff justified withholding the data by stating they didn’t know how you were going to use it. That was not a legal reason to deny public data to an organization that represents a large public constituency. Having a Commissioner at the meeting was helpful. After witnessing the exchange, we were told we would receive the data the next day, which we did, and were able to finalize our calculator.

Using the calculator, we were able to present important information and insights to the Mayor’s Water Supply Stakeholder Group, the San Francisco Planning Commission and to the SFPUC Commission. This helped them make better-informed decisions on behalf of the public.

Based on the outcomes of our calculator runs, Commissioner Moran requested that staff produce their own water supply worksheet, which was essentially the same as our calculator, but because it was their own product, they could feel more comfortable using it. Once the worksheet was completed, the NGOs and SFPUC could check each other’s conclusions. The SFPUC’s worksheet was used to produce a number of scenarios that were presented at one of the SFPUC workshops, and the NGOs felt comfortable accepting the results. Useful and accurate scenarios were then presented to the Commission (one of those scenarios is cited in Attachment A to this letter).

Using accurate numbers and calculations for water demand, drought planning and rationing are extremely important, because they influence potential socioeconomic impacts and how we might respond to those impacts. The State Water Board and other resource agencies are legally

required to protect water quality and biological resources, so it's important for them to base decisions on credible information in order to determine the best balance between human and environmental needs.

SFPUC staff often present misleading or outright incorrect information. For example, on October 7, 2016, the General Managers of the SFPUC and Bay Area Water Supply and Conservation Agency (BAWSCA) published an editorial¹ in the San Francisco Chronicle. They stated:

Our initial economic analysis of the first iteration of this plan forecast up to 51 percent rationing, resulting in 140,000 to 188,000 jobs lost in the Bay Area. These same forecasts also show between \$37 billion and \$49 billion in decreased sales transactions.

The numbers cited came from a 2009 socioeconomics study commissioned by the SFPUC (see "2009 Report" column below. The same author of the 2009 study updated it and released a draft of the revised report in 2014, and the impacts were much smaller. However, the authors of the editorial chose to cite the original study. When challenged, they claimed the 2009 study had been finalized, whereas the 2014 study was a draft (in fact, it was a fleshed out update of the prior study). When the 2014 report was finalized in 2018, the numbers changed very little, yet the SFPUC never corrected the record.

Water Supply Reduction	2009 Report		2014 Report		2016 OpEd		2018 Report	
	Jobs	\$	Jobs	\$	Jobs	\$	Jobs	\$
10%	4	2	3	>1	x	x	3	>1
20%	7	3	8	2	x	x	7	2
30%	x	x	25	7	x	x	22	6
40/41%	139	37	54	15	140	37	56	15
50/51%	188	49	71	21	188	49	72	21

Jobs = Projected job losses in thousands.

\$ = Projected financial losses in billions of dollars.

¹ "San Francisco to state on water-use cutbacks: How low can we go?," San Francisco Chronicle, October 7, 2016 – <https://www.sfchronicle.com/opinion/article/San-Francisco-to-state-on-water-use-cutbacks-How-9940351.php>

Conclusion

We believe potential impacts cited in San Francisco's Petition for Reconsideration of the State's Water Quality Certification are highly inflated. We requested the data and assumptions used by the SFPUC in order to evaluate their conclusions. We were denied our request, and believe the reason was they have something to hide from the public, the State Water Board, and even their own Commission. If there was a valid reason to deny this basic data, they would have explained why it was covered by attorney-client communications.

We request that the Sunshine Ordinance Task direct the SFPUC to provide us with the information requested in our Sunshine Ordinance submission.

Thank you.

Sincerely,

A handwritten signature in black ink that reads "Peter Drekmeier". The signature is written in a cursive, slightly slanted style.

Peter Drekmeier
Policy Director
peter@tuolumne.org

Attachment A included.

Alleged Impacts of the Water Quality Certification on the Bay Area Economy Are Highly Inflated

A lot has happened since San Francisco and the Bay Area Water Supply and Conservation Agency (BAWSCA) filed their Petitions for Reconsideration of the Water Quality Certification. The 2020 Urban Water Management Plans (UWMP) were finalized, a series of SFPUC workshops were held, and the SFPUC's Long Term Vulnerability Assessment looking at potential impacts of climate change on future water supply was completed. Information from these sources make it clear the socioeconomic impacts cited by San Francisco and BAWSCA in their Petitions are extremely inflated.

San Francisco's Petition states:

Table 1 models impacts to water supplies using, inter alia, SFPUC's design drought sequence under (1) Base Case (2010 NEPA base case demand), (2) the proposed Tuolumne River Voluntary Agreement, and (3) the WQC using normalized demand levels within San Francisco's service area of 238 mgd (present-day demand), as well as 265 mgd and 287 mgd (projected future demand). Table 1 shows each rationing level under two scenarios: with a continuation of the existing "Side Agreement" and without such an agreement.¹

Table 1: Summary of SFPUC Water Supply Rationing⁷

SFPUC Service Area Demand (MGD)	Base Case	Voluntary Agreement for the Tuolumne River (T-VA)	401 Water Quality Certification
Water Supply Rationing Required During Droughts Assuming Existing Side Agreement			
238	10%	10% to 20%	75% to 90%
265	10% to 20%	10% to 25%	80% to 90%
287	15% to 30%	20% to 35%	90%
Water Supply Rationing Required During Droughts Assuming No Side Agreement			
238	10% to 20%	20% to 30%	greater than 95%
265	10% to 25%	20% to 35%	greater than 95%
287	20% to 35%	30% to 45%	greater than 95%

The claim that present-day demand is 238 mgd is factually incorrect. Furthermore, there are no current studies projecting demand will increase to 265 or 287 mgd. In fact, demand appears to be remaining flat.

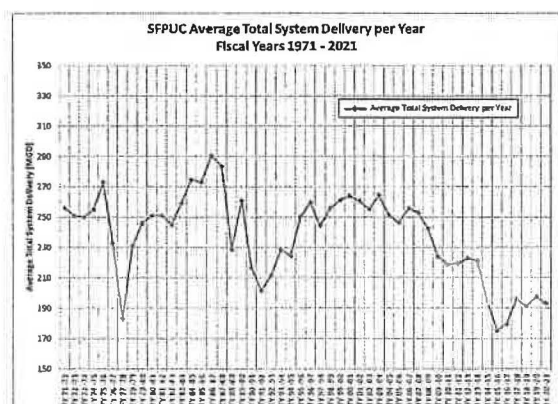
¹ City and County of San Francisco's Petition for Reconsideration of Water Quality Certification, p. 7.

The design drought used by the SFPUC for planning purposes is arbitrary and does not hold up to scrutiny. It combines the worst drought since record-keeping began – 1987-92 (six years) with the driest two-year period on record (1976/77) to create an extremely unlikely 8.5-year artificial drought. It assumes water demand is 265 million gallons per day (mgd) and that no alternative water supplies are developed.

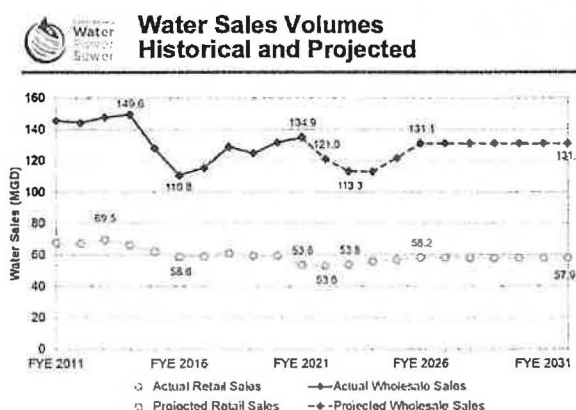
This document examines the three main factors underlying San Francisco's and BAWSCA's claim that the Water Quality Certification would result in water shortages and extreme rationing. Those factors are water demand, length of drought planning and alternative water supplies.

Water Demand

The claim that baseline demand is 238 mgd is patently false. At the time the Petitions for Reconsideration were filed, demand in the entire SFPUC Regional Water System (RWS) was 198 mgd.² In FY 2020/21, demand dropped slightly to 195 mgd.³ Demand has remained below 200 mgd for the past seven years, and the SFPUC's 10-Year Financial Plan projects demand will remain flat for the next decade. The 238 mgd demand figure cited in San Francisco's Petition is 22% higher than current RWS demand.



Source: SFPUC



Source: SFPUC⁴

The SFPUC and BAWSCA have a long history of inflating demand projections to bolster their claim they cannot spare water for instream flows. Most recently, they attempted to use the SFPUC's sales cap (265 mgd) to represent current and future demand in their UWMPs.

² SFPUC Water Resources Division Annual Report (FY 2019/20), p. 3 –

https://sfpuc.org/sites/default/files/programs/local-water/WaterResources-AnnualReport_2020.pdf

³ SFPUC Water Resources Division Annual Report (FY 2020/21), p. 3 –

https://sfpuc.org/sites/default/files/programs/local-water/WaterResources-AnnualReport_2021.pdf

⁴ SFPUC budget meeting presentation, January 7, 2021, slide 35 –

<https://sfpuc.sharefile.com/share/view/saca60c0974b24aa182b6a44d5dc6692c>

Attachment A

BAWSCA's Petition for Reconsideration states:

BAWSCA Member Agencies are currently in the process of drafting updates to their Urban Water Management Plans ("UWMP") as required by Water Code section 10620 et seq. SFPUC, as the wholesale water supplier, provided projected water supply reliability data that included conditions with the adopted Bay-Delta Plan. (See Declaration of Nicole Sandkulla, Exhibit A.) This data indicates only 45% of average water supply available in the RWS in the third dry year under conditions in 2020, and 50% of average water supply available in a single dry year under 2025 conditions.⁵

Exhibit A cited above is a letter from the SFPUC to BAWSCA.⁶ Table 2 lists BAWSCA's water supply as 184 mgd (contractual obligations from the SFPUC), and total RWS Supply as 265 mgd, which includes San Francisco's self-imposed cap of 81 mgd. 265 mgd is the sales cap adopted by the SFPUC in 2008 through its Water System Improvement Program.

Table 2: Projected Wholesale Supply from Regional Water System [For Table 6-9]:

Year	2020	2025	2030	2035	2040	2045
RWS Supply (mgd)	265	265	265	265	265	265
Wholesale Supply (mgd)	184	184	184	184	184	184

Table 3 in the document goes on to treat the 265 mgd of "water supply" listed in Table 2 as both current and future demand, artificially reducing water supply to 45% in the third dry year under conditions in 2020, and 50% of average water supply available in a single dry year under 2025 conditions, as cited in BAWSCA's Petition.

⁵ BAWSCA Petition for Reconsideration, p. 15.

⁶ Letter from Paula Kehoe (SFPUC) to Danielle McPherson (BAWSCA), January 22, 2021.

Table 3: Basis of Water Supply Data [For Table 7-1], 2020 Infrastructure Conditions With Bay Delta Plan

Year Type	Base Year	RWS Volume Available (mgd)	% of Average Supply	Wholesale Volume Available (mgd)	Notes on Calculation of Wholesale Supply
Average year	2020	265	100%	184	
Single dry year		238.5	90%	157.5	<ul style="list-style-type: none"> At 10% shortage, wholesale allocation is 64%, or 152.6 mgd Retail allocation is 36%, or 85.9 mgd Retail allocations above 81 mgd are re-allocated to Wholesale Customers, per the 2018 WSA 4.9 mgd added to wholesale allocation, bringing it to 157.5 mgd
Consecutive 1 st Dry year		238.5	90%	157.5	<ul style="list-style-type: none"> Same as above
Consecutive 2 nd Dry year		212	80%	132.5	<ul style="list-style-type: none"> At a 20% shortage, wholesale allocation is 62.5%, or 132.5 mgd Retail allocation is 37.5%, or 79.5 mgd
Consecutive 3 rd Dry year ¹		119.25	45%	74.5	<ul style="list-style-type: none"> WSA does not define percentage split above a 20% shortage level Assume same split as for a 20% shortage level, i.e. Wholesale Customers receive 62.5%
Consecutive 4 th Dry year		119.25	45%	74.5	<ul style="list-style-type: none"> Same as above
Consecutive 5 th Dry year		119.25	45%	74.5	<ul style="list-style-type: none"> Same as above

¹ Assuming this year represents 2023, when Bay Delta Plan Amendment would come into effect.

This intentional manipulation of data was called out,⁷ and the SFPUC was forced to correct the numbers. The final UWMPs used actual demand projections rather than the sales cap to represent demand.⁸

Table 6-1. Regional Water System Normal Year Supplies (mgd)

[Standardized Table 6-9 Retail: Water Supplies – Projected]

[Standardized Table 6-9 Wholesale: Water Supplies – Projected]

RWS Supply ^a	Actual	Projected				
	2020	2025	2030	2035	2040	2045
Retail Customers ^{b, c}	66.5	67.2	67.5	68.6	70.5	73.7
Wholesale Customers ^{d, e, f}	132.1	146.0	147.9	151.9	156.3	162.8
Total RWS Supplies	198.6	213.2	215.4	220.5	226.8	236.5

Using actual demand projections increased average water supply available in the RWS to 60% in the third dry year under conditions in 2020, and 70% in a single dry year under 2025 conditions.⁹ This simple correction reduced potential rationing in the first scenario from 55% to 40%, and in the second scenario from 50% to 30%.

⁷ Tuolumne River Trust letter to the SFPUC, March 1, 2021 –

<https://static1.squarespace.com/static/5eebc0039b04b54b2fb0ce52/t/60abe77ad9608f70f26da536/1621878651501/TRT+Letter+to+SFPUC+Re+UWMPs.pdf>

⁸ 2020 Urban Water Management Plan for the City and County of San Francisco, Table 6-1, p. 6-4, June 2021 –

https://sfpuc.org/sites/default/files/programs/local-water/SFPUC_2020_UWMP2020_%20FINAL.pdf

⁹ Ibid, Table 8-3, p. 8-4.

Table 8-3. Regional Water System Supply Availability During Normal and Dry Years for Base Years 2025 through 2045 – With and Without Bay-Delta Plan Amendment

Base Year	Normal Year ^a	Single Dry Year	Multiple Dry Years				
			Year 1	Year 2	Year 3	Year 4	Year 5
With Bay-Delta Plan Amendment							
2020 ^b	100%	100%	100%	100%	60%	60%	60%
2025	100%	70%	70%	60%	60%	60%	60%
2030	100%	70%	70%	60%	60%	60%	60%
2035	100%	70%	70%	60%	60%	60%	55%
2040	100%	70%	70%	60%	60%	53%	53%
2045	100%	60%	60%	60%	60%	51%	51%
Without Bay-Delta Plan Amendment							
2020	100%	100%	100%	100%	100%	100%	100%
2025	100%	100%	100%	100%	100%	100%	100%
2030	100%	100%	100%	100%	100%	100%	100%
2035	100%	100%	100%	100%	100%	100%	100%
2040	100%	100%	100%	100%	100%	100%	100%
2045	100%	100%	100%	100%	100%	90%	90%

While the correction improved water supply availability, projected rationing is still inflated. The UWMPs used population growth projections from Plan Bay Area (prepared by the Association of Bay Area Governments and Metropolitan Transportation Commission), which are highly controversial. For San Francisco, the population growth projections included in their UWMP are four times greater than those forecasted by the CA Dept. of Finance, and assume the City's population will grow by twice as many people in the next 15 years as in the previous 15 years, which is highly unlikely.

The disparity in population and demand projections was raised at an SFPUC workshop in July. Steve Ritchie, the SFPUC's Assistant General Manager of the Water Enterprise, explained the situation as follows:

I want to make sure it's clear that the Urban Water Management Plan is not intended to be an actual projection of demands, because plan developments may or may not occur or may be delayed for a variety of reasons...and the projections presented in the 2020 Urban Water Management Plan are closer to an outside envelope of what the demands may be in 2045 rather than actual demands.¹⁰

Length of Drought Planning

The SFPUC's design drought is extremely conservative, producing highly exaggerated potential water supply impacts that might result from increased instream flow requirements. Not only is the design drought based on demand of 265 mgd (36% higher than current demand), it also combines two of the worst droughts on record – 1987-92 and 1976/77.

¹⁰ SFPUC water demand workshop, July 16, 2021 –

https://sanfrancisco.granicus.com/player/clip/38991?view_id=22&redirect=true (see 12:28).

The table below from the SFPUC's recently-released Long-Term Vulnerability Assessment¹¹ suggests how infrequently the 1976/77 and 1987-92 droughts are likely to recur, let alone sequentially.

Table 3-19. Calculated Joint Return Period for Thresholds 269 and 365 TAF.

Drought Event	Threshold: 269 TAF	Threshold: 365 TAF
	Joint Return Period [Year]	Joint Return Period [Year]
1976-1977	98	61
1987-1992	772	537
2012-2015	236	176

Regarding potential impacts of climate change on the SFPUC's water supply, the report states:

According to climate projections and expert elicitations, there is a central tendency of warming of +2°C and +4°C by 2040 and 2070 (Representative Concentration Pathway [RCP] 8.5), respectively, with no clear direction of change in mean annual precipitation over the planning horizon.¹²

And:

The Upcountry region and East Bay and Peninsula regions are in the positive precipitation domain for the winter season in 2070, and thus are somewhat more likely to see positive than negative precipitation in the near future.¹³

The Tuolumne River Trust modeled how the unimpaired flow requirements adopted in the Bay Delta Water Quality Control Plan would impact the SFPUC's water supply under current demand, using the design drought. The SFPUC could manage the first six years (recurrence of the 1987-92 drought) without requiring any rationing or developing any alternative water supplies. With 20% rationing beginning in year three, the SFPUC could make it through seven years of the design drought. By developing 25 mgd of alternative water supplies, the SFPUC could manage eight years of the design drought.

¹¹ Long Term Vulnerability Assessment and Adaption Plan for the San Francisco Public Utilities Commission Water Enterprise - Phase 1 – https://sfpuc.org/sites/default/files/about-us/policies-reports/LTVA_AdaptationPlanSFPUC_Phase1.pdf

¹² Ibid, p. xxii

¹³ Ibid, p. 26

Alternative Water Supplies

The SFPUC is lagging far behind other major water agencies when it comes to developing alternative water supplies. The City of San Francisco currently treats 71 mgd of wastewater, but utilizes only 0.1 mgd of recycled water.¹⁴ By developing recycled water, the SFPUC could reduce its dependence on the Tuolumne River dramatically.

Table 6-4. Wastewater Operations within Retail Service Area

[Standardized Table 6-2 Retail: Wastewater Collected Within Service Area]

[Standardized Table 6-3 Retail: Wastewater Treatment and Discharge Within Service Area in 2020]

Treatment Plant	Operator	Location	Volume of Wastewater in 2020 (mgd)				Recycled Water Delivered within Retail Service Area in 2020 (mgd)
			Collected	Treated (Level)	Discharged	Recycled	
Southeast WPCP ^{a,b}	SFPUC	San Francisco	56.2	56.2 (secondary, disinfected)	52.1 ^c	0	0
Oceanside WPCP ^b	SFPUC	San Francisco	14.5	14.5 (secondary, undisinfected)	15.0 ^d	0	0
Treasure Island Wastewater Treatment Plant	US Navy and Treasure Island Development Authority	Treasure Island	0.33	0.33 (secondary disinfected)	0.30	0	0
Mel Leong Treatment Plant ^{e,f}	City and County of San Francisco	San Francisco International Airport	0.38	0.38 (secondary, disinfected)	0.38	0	0

The SFPUC has identified a number of alternative water supplies, including local and regional recycled water projects, brackish water desalination, expansion of the Calaveras Reservoir, groundwater banking, and participation in the Bay Area Regional Reliability Shared Water Access Program and Los Vaqueros Expansion.¹⁵ Rather than prioritizing these projects, the SFPUC and BAWSCA continue to bank on tapping the Tuolumne River for 85% of their water supply.

Conclusion

By adopting honest demand projections, a reasonable drought planning horizon, and committing to develop alternative water supplies, the SFPUC could meet the Water Board's instream flow requirements for the Tuolumne River without risking running out of water or imposing draconian rationing requirements.

¹⁴ SFPUC UWMP (n 8), Table 6-4, p. 6-9.

¹⁵ SFPUC Alternative Water Supply Quarterly Report, September 2021 –

https://sfpuc.org/sites/default/files/programs/Alt%20Water%20Supply%20Planning%20Quarterly%20Report_14Sept2021_FINAL.pdf

At an SFPUC workshop in March, a table was presented at the request of conservation groups that incorporated the Bay Delta Plan flow regime, removed a year from the design drought, and used the UWMP demand projections (although inflated, as outlined above).¹⁶ It found that by developing 35 mgd of alternative water supplies, the SFPUC would not run out of water in 2045.



VII. Bay-Delta Plan with Alternative Water Supply Projects, Modified Rationing Policy and Modified Design Drought

- Base Conditions
- Includes SFPUC contribution to the Bay-Delta Plan displayed in the graph as a reduction in Firm Yield, assuming the flow requirement is 40% of unimpaired flow at La Grange from February through June. Current FERC flow requirements are assumed for the rest of the year.
- SFPUC contributions are calculated according to the 4th Agreement and assuming continuation of the 1995 side agreement.
- Includes a total of 35 MGD of new water supply projects, as described on slide 12 for scenario V
- Yield values are estimated using a 7.5-year design drought
- Includes 6.5 years of rationing at 20% in the 7.5-year design drought sequence.

SFPUC Water Supply and Demand Worksheet Results
All values are in million gallons per day (MGD)

	FY 2019-20	2025	2030	2035	2040	2045
Total Yield:	299	192	196	196	238	238
RWS Demand:	198	213	215	220	227	236
Lower Tuolumne Contribution:	NA	101	101	101	101	101
Surplus or Deficit:	100	-21	-19	-24	12	2

16

¹⁶ SFPUC water supply planning workshop, slides 16, March 26, 2021 – <https://sfpuc.org/sites/default/files/about-us/commission/Water%20Workshop%20Number%203%20Scenarios%20FINAL%20REV%20MAR24.pdf>

Leger, Cheryl (BOS)

From: Young, Victor (BOS)
Sent: Friday, March 4, 2022 4:21 PM
To: SOTF, (BOS)
Subject: 22018 complaint summary
Attachments: 22018 SOTF Summary.docx

Schedule at next available meeting after referral

Victor Young
Board of Supervisors
1 Dr. Carlton B. Goodlett Place, City Hall., Room 244
San Francisco CA 94102
phone 415-554-7723 | fax 415-554-5163
victor.young@sfgov.org | www.sfbos.org



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Leger, Cheryl (BOS)

From: Peter Drekmeier <peter@tuolumne.org>
Sent: Friday, March 4, 2022 4:38 PM
To: SOTF, (BOS)
Subject: Re: Sunshine Ordinance Issue

Thank you very much for your quick response, Cheryl. If that is your voice on the SOTF voicemail, I can tell you're a very pleasant and helpful person.

When you get a chance, could you please let me know what I might expect to happen next?

Thanks.

-Peter

Peter Drekmeier
Policy Director
Tuolumne River Trust
peter@tuolumne.org
(415) 882-7252

On Mar 4, 2022, at 3:55 PM, SOTF, (BOS) <sotf@sfgov.org> wrote:

Dear Peter: I am in receipt of and thank you for your email below. I will open a complaint file in your name. The file no. is 22108, so please refer to this number when corresponding with me or my office.

Cheryl Leger
Assistant Clerk, Board of Supervisors
Cheryl.Leger@sfgov.org
Tel: 415-554-7724
Fax: 415-554-5163
www.sfbos.org

<image001.png> Click [here](#) to complete a Board of Supervisors Customer Service Satisfaction form.

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From: Peter Drekmeier <peter@tuolumne.org>

Sent: Friday, March 4, 2022 2:22 PM

To: SOTF, (BOS) <sotf@sfgov.org>

Subject: Sunshine Ordinance Issue

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Hello. My name is Peter Drekmeier and I am the Policy Director for the Tuolumne River Trust, a California incorporated 501(c)(3) nonprofit organization. The Tuolumne River is where San Francisco and others get their Hetch Hetchy water.

We have a lot of interactions with the SFPUC, which sometimes involve filing Sunshine Ordinance requests. I'm writing about my most recent request.

Background: The SFPUC submitted a document to the State Water Resources Control Board claiming that a requirement by the Board might lead the SFPUC to require 75% to 90% rationing from their customers. They have made claims like this before, but once we got ahold of the numbers and calculations used to produce their results, we found major flaws in their methodology.

In our recent case, I filed a request asking for the numbers and calculations used to derive their rationing figures. They responded by providing only the results of their calculations, which I already had. I followed up to clarify I was looking for data used to reach their conclusion. The response I received was that they were not going to provide the information because it is covered by attorney-client privilege.

From my experience with the Sunshine Ordinance and Public Records Act, I'm certain that the information I requested is not covered by attorney-client privilege.

I am attaching my requests and the SFPUC's response.

I would appreciate learning what recourse I have.

Thank you.

-Peter

<image002.png>

Peter Drekmeier
Policy Director
Tuolumne River Trust
peter@tuolumne.org
(650) 248-8025

Respondent's Response

Leger, Cheryl (BOS)

From: Ruski Augusto Sa, Mayara <MRuskiAugustoSa@sfwater.org>
Sent: Thursday, March 17, 2022 11:53 AM
To: SOTF, (BOS)
Cc: Peter Drekmeier
Subject: RE: SOTF - Complaint Filed with the Sunshine Ordinance Task Force - File No. 22018
Attachments: SFPUC Response to SOTF Complaint 22018.pdf

Dear Ms. Leger,

Attached is SFPUC's response to Complaint No. 22018.

Thank you,

Mayara Ruski Augusto Sa
SFPUC Public Records Senior Analyst, External Affairs
Cell: 415-680-6683
Pronouns: she, her, hers



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

From: SOTF, (BOS) <sotf@sfgov.org>
Sent: Thursday, March 10, 2022 9:49 AM
To: Ruski Augusto Sa, Mayara <MRuskiAugustoSa@sfwater.org>
Cc: Peter Drekmeier <peter@tuolumne.org>
Subject: SOTF - Complaint Filed with the Sunshine Ordinance Task Force - File No. 22018

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good Morning:

The Public Utilities Commission has been named as a Respondent in the attached complaint filed with the Sunshine Ordinance Task Force (SOTF). In an effort to provide the SOTF information in an easy to understand format the SOTF has prepared a revised request format for responding to complaints (attached). The SOTF encourages you to use the attached "Respondent – Requested Information and Format" in preparing your response to the attached complaint. Your input into the requested information would be appreciated as the SOTF evaluates the request response format to streamline the complaint process. **The SOTF is requesting that you submit your response to the allegations including any and all supporting documents, recordings, electronic media, etc., to the Task Force within five (5) business days of receipt of this notice.** In developing and submitting your response, please use the attached instructions, "Preparing San Francisco Sunshine Ordinance Task Force Respondents Materials," to address your defense of this complaint. This is your opportunity to provide a detailed explanation to allow the Task Force to be fully informed in considering your response prior to the meeting.

Please refer to the File Number when submitting any new information and/or supporting documents pertaining to this complaint.

The Complainant alleges:
Complaint Attached.

Cheryl Leger
Assistant Clerk, Board of Supervisors
Tel: 415-554-7724



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Cheryl Leger, Assistant Clerk
 Sunshine Ordinance Task Force
 1 Dr. Carlton B. Goodlett Place, Room 244
 San Francisco, CA 94102
 sotf@sfgov.org

March 17, 2022

**Re: Sunshine Ordinance Task Force Complaint File N. 22018
 Peter Drekeimer v. SFPUC**

Dear Honorable Members of the Sunshine Ordinance Task Force:

We write in response to Complaint No. 22018 filed by Peter Drekeimer (“Complainant”) on March 4, 2022 with the Sunshine Ordinance Task Force (“Task Force”). The Task Force sent the complaint to the San Francisco Public Utilities Commission’s on March 10, 2022.

Complaint No. 22018 pertains to the Complainant’s public records request received by the SFPUC on January 31, 2022, which sought:

the numbers used by the SFPUC to calculate the potential impacts of the [Clean Water Act Section 401 Water Quality Certification] on the SFPUC’s water supply. Per the California Public Records Act and San Francisco’s Sunshine Ordinance, I again request all documents produced or used by the SFPUC to determine the rationing figures of 75% to 90% cited in CCSF’s Petition for Reconsideration.

On February 4, 2022, SFPUC responded that we were “withholding the information you are seeking as it constitutes attorney-client communications. (See Cal. Gov’t Code § 6254(k) (exemption for records protected from disclosure under federal or state law, including provisions of the Evidence Code relating to privilege); Cal. Evid. Code § 954 (privilege for communications between attorneys and their clients)),” and the request was closed.

Contention: The Complainant alleges that SFPUC violated Section 67.21 of the Administrative Code by failing to respond to a Public Records Act request in a timely and/or complete manner. Specifically, the Complainant alleges that SFPUC should disclose the information he sought because, in his opinion, these records were “not covered by attorney-client privilege.”

Response: The records Complainant sought in his January 31, 2022 Public Records Act request exclusively comprise privileged and confidential

London N. Breed
 Mayor

Anson Moran
 President

Newsha Ajami
 Vice President

Sophie Maxwell
 Commissioner

Tim Paulson
 Commissioner

Dennis J. Herrera
 General Manager



communications between SFPUC and the San Francisco City Attorney's Office. As such, the records in question are exempt from disclosure pursuant to Government Code section 6254(k) (which exempts records protected from disclosure under federal or state law, including provisions of the Evidence Code relating to privilege) and Evidence Code section 954 (enshrining the privilege for communications between attorneys and their clients). The records in question have never been disclosed, voluntarily or otherwise.

Prior to his January 31 request, on January 21, 2022, Complainant filed a broader Public Records Act request, which, among other things, sought the same information Complainant asked for again in his January 31 request. SFPUC produced all non-exempt responsive records in its possession. In our January 28, 2022 correspondence closing the January 21 request, we informed the Complainant that we were withholding certain records (a subset of which Complainant requested again on January 31) pursuant to the attorney-client communication and attorney work product privileges. (See Cal. Gov't Code § 6254(k) (exemption for records protected from disclosure under federal or state law, including provisions of the Evidence Code relating to privilege); Cal. Evid. Code § 954 (privilege for communications between attorneys and their clients); Cal. Gov't Code § 6276.04 (cross-referencing in the Public Records Act the attorney-client and attorney work product privileges).)

Based on the foregoing, SFPUC respectfully requests that Complaint No. 22018 be dismissed.

Sincerely,

Mayara Ruski Augusto Sa
SFPUC Custodian of Records

cc: Complainant

From: SOTF, (BOS)
Sent: Thursday, March 10, 2022 9:49 AM
To: Ruski Augusto Sa, Mayara (PUC)
Cc: Peter Drekmeier
Subject: SOTF - Complaint Filed with the Sunshine Ordinance Task Force - File No. 22018
Attachments: SOTF - Complaint Procedure 2019-10-02 FINAL.pdf; Preparing SOTF Respondent Materials FINAL for PILOT.pdf; 22018 Complaint.pdf

Good Morning:

The Public Utilities Commission has been named as a Respondent in the attached complaint filed with the Sunshine Ordinance Task Force (SOTF). In an effort to provide the SOTF information in an easy to understand format the SOTF has prepared a revised request format for responding to complaints (attached). The SOTF encourages you to use the attached "Respondent – Requested Information and Format" in preparing your response to the attached complaint. Your input into the requested information would be appreciated as the SOTF evaluates the request response format to streamline the complaint process. **The SOTF is requesting that you submit your response to the allegations including any and all supporting documents, recordings, electronic media, etc., to the Task Force within five (5) business days of receipt of this notice.** In developing and submitting your response, please use the attached instructions, "Preparing San Francisco Sunshine Ordinance Task Force Respondents Materials," to address your defense of this complaint. This is your opportunity to provide a detailed explanation to allow the Task Force to be fully informed in considering your response prior to the meeting.

Please refer to the File Number when submitting any new information and/or supporting documents pertaining to this complaint.

The Complainant alleges:
Complaint Attached.

Cheryl Leger
Assistant Clerk, Board of Supervisors
Tel: 415-554-7724



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From: SOTF, (BOS)
Sent: Monday, April 4, 2022 3:36 PM
To: Anonymous; Maunder, Sara (DPA); Henderson, Paul (DPA); 87885-57144705@requests.muckrock.com; Youngblood, Stacy (POL); serolga@yahoo.com; Reilly, Lynn (POL); Stiliyan Bejanski; Fried, Amanda (TTX); Lew, Debra (TTX); 122383-12067859@requests.muckrock.com; Ruski Augusto Sa, Mayara (PUC); Peter Drekmeier
Subject: SOTF - Complaint Committee hearing, April 19, 2022; 5:30 PM; remote meeting; PLEASE CONFIRM YOUR APPEARANCE AT THE COMMITTEE HEARING
Attachments: SOTF - Complaint Procedure 2019-10-02 FINAL.pdf

Good Afternoon:

Notice is hereby given that the Complaint Committee (Committee) of the Sunshine Ordinance Task Force (Task Force) shall hold hearings on complaints listed below to: 1) determine if the Task Force has jurisdiction; 2) review the merits of the complaints; and/or 3) issue a report and/or recommendation to the Task Force. ***Please confirm your appearance at the Committee hearing.***

Date: April 19, 2022

Location: Remote Meeting

Time: 5:30 p.m.

Complainants: Your attendance is required for this meeting/hearing.

Respondents/Departments: Pursuant to Section 67.21 (e) of the Ordinance, the custodian of records or a representative of your department, who can speak to the matter, is required at the meeting/hearing.

1. **File No. 20063:** Complaint filed by Anonymous against Paul Henderson and the Department of Police Accountability for allegedly violating Administrative Code (Sunshine Ordinance), Sections 67.26 for not providing legal justification for redactions and 67.29.5 for not providing the place and issues discussed in Prop G calendar.
2. **File No. 20064:** Complaint filed by Anonymous against the Police Commission or allegedly violating Administrative Code (Sunshine Ordinance), Section 67.21(b) by failing to respond to a records request in a timely manner and 67.25(b) declaration of 14-day instead of a 10-day extension.
3. **File No. 22014:** Complaint filed by Sergei Severinov against Lt. Lynn Reilly and the Police Department for allegedly violating Administrator Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a public records request in a timely and/or complete manner.
4. **File No. 22020:** Complaint filed by Sergei Severinov against the Police Department for allegedly violating Administrator Code (Sunshine Ordinance), Section(s) 67.21(c), by failing to respond to a public records request in a timely and/or complete manner.

5. **File No. 22022:** Complaint filed by Stiliyan Bejanski against the Office of the Treasurer and Tax Collector for allegedly violating Administrator Code (Sunshine Ordinance), Section(s) 67.25 and Government Code, Section 6253(c), by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner.
6. **File No. 22015:** Complaint filed by Anonymous (MUC) against the Police Department for allegedly violating Administrator Code (Sunshine Ordinance), Section(s) 67.21, 67.25(d), 67.69-7(a); and 67.34, by failing to respond to an Immediate Disclosure Request in a timely and/or complete manner; failing to provide records on a rolling basis; failing to preserve and maintain records; and willfully violating the Sunshine Ordinance.
7. **File No. 22018:** Complaint filed by Peter Drekmeier against the San Francisco Public Utilities Commission for allegedly violating Administrator Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a public records request in a timely and/or complete manner.

Documentation (evidence supporting/disputing complaint)

For a document to be considered, it must be received at least five (5) working days before the hearing (see attached Public Complaint Procedure).

For inclusion in the agenda packet, supplemental/supporting documents must be received by **5:00 pm, April 14, 2022**.

Cheryl Leger
Assistant Clerk, Board of Supervisors
Tel: 415-554-7724

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Leger, Cheryl (BOS)

From: SOTF, (BOS)
Sent: Friday, January 20, 2023 3:08 PM
To: KWART, JEN (CAT); Maunder, Sara (DPA); Rydstrom, Todd (CON); Jue, Richard (SHF); Kropff, Christian (SHF); Miyamoto, Paul (SHF); Heckel, Hank (MYR); Steinberg, David (DPW); Toomey, William (POL); Degrafinried, Alaric (DPW); Examiner, Medical (ADM); Serrano Sewell, David (ADM); Bukowski, Kenneth (ADM); Moore, Nicole (DAT); Marshall, Rachel (DAT); Pojman, Natalie (DPH); Hussey, Deirdre (DPH); Wright, Edward (BOS); Kilgore, Preston (BOS); Smeallie, Kyle (BOS); Rambo, Obai (BOS); Rosenstein, Diana (DPA); Lim, Victor (DEM); Ruski Augusto Sa, Mayara (PUC); Cote, John (PUC); RUSSI, BRAD (CAT); GIVNER, JON (CAT); Carlin, Michael (PUC); Lambert, Michael (LIB); Shaub, Margot (LIB); Summers, Ashley (REC); Ginsburg, Phil (REC); Chatfield, Kate (DAT); Boudin, Chesa (DAT); Ronen, Hillary; Lerma, Santiago (BOS); Saini, Nikita (BOS); Anonymous; mark.price.wolf@sfcityatty.org; Lim, Victor (DEM); Heckel, Hank (MYR); Rydstrom, Todd (CON); Rhorer, Trent (HSA); Rudakov, Vladimir (HSA); sfneighborhoods.net; Wynship Hillier; Tam, Madison (BOS); Dahl, Bryan (BOS); Ebadi, Mahanaz (BOS); Dorsey, Matt (BOS); Anonymous
Cc: Young, Victor (BOS); Calvillo, Angela (BOS); Somera, Alisa (BOS)
Subject: SOTF - Notice of Appearance February 1, 2023; 4:00 PM - Sunshine Ordinance Task Force; Remote Meeting
Attachments: SOTF - Complaint Procedure 2019-10-02 FINAL.pdf

Good Afternoon:

You are receiving this notice because you are named as a Complainant or Respondent in the following complaints scheduled before the Sunshine Ordinance Task Force to: 1) hear the merits of the complaint; 2) issue a determination; and/or 3) consider referrals from a Task Force Committee. ***Please confirm your attendance.***

Date: February 1, 2023

Location: Remote Meeting

Time: 4:00 p.m.

For those of you participating in matters 22018, 21128 and 21132, please see the instructions below regarding your appearance.

Complainants: Your attendance is required for this meeting/hearing.

Respondents/Departments: Pursuant to Section 67.21 (e) of the Ordinance, the custodian of records or a representative of your department, who can speak to the matter, is required at the meeting/hearing.

Complaints:

File No. 22018: Complaint filed by Peter Drekmeier against the San Francisco Public Utilities Commission for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a public records request in a timely and/or complete manner.

File No. 21128: Complaint filed by Maria Schulman against Mayara Ruski, Augusto Sa, and the San Francisco Public Utilities Commission (SFPUC) for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21, 67.26(b) and 67.27, and California Public Records Action, Section 6253(d), by failing to respond to a request for public records in a timely and/or complete manner and failing to provide written justification for withholdings.

File No. 21132: Complaint filed by Maria Schulman against Sherrie Valdez and the Department of Public Health (DPH) for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.21, by failing to respond to a request for public records in a timely and/or complete manner.

File No. 18086: Complaint filed by Mark Sullivan against the Mission Dolores Green Benefit District Formation Committee for allegedly violating Administrative Code (Sunshine Ordinance), Section 67.14, by failing to allow video and audio recording filming and still photography of a policy body.

Complaints Involving the SOTF: Potential consideration of rescinding votes taken by the Sunshine Ordinance Task Force on Item #4B from its November 2, 2022, regular meeting and Items #6A & #6B from its December 7, 2022 regular meeting. (*Discussion and Action*)

For matters 13(A) and 13(B) below, the Complainant and Respondent are not required to appear.

13(A) File No. 22131 Complaint filed by Michael Petrelis against Supervisor Gordon Mar, Board of Supervisors, for allegedly violating Administrative Code (Sunshine Ordinance), Section(s) 67.29-5, by failing to respond to a request for Proposition G Calendar in a timely and/or complete manner.

13(B) File No. 22110 Complaint filed by Anonymous (ARE) against Supervisor Matt Dorsey for allegedly violating Administrative Code (Sunshine Ordinance), Section 67.21(b) for failure to respond to a records request within 10 days, 67.25 failure to acknowledge an immediate disclosure request within one business day and for violations of Government Code 6253(c) for failure to respond to a public records request in a timely manner.

For the matter regarding Closing Pending Complaints, the Petitioner, Anonymous and various Respondents are not required to appear.

Closing Pending Complaints: Consider closing the following complaint files and dismissing them without prejudice pursuant to SOTF Complaint Procedure 7(b). The Complainant has communicated to the Task Force Administrator that they will not be attending hearings for these files. (*Discussion and Action*) (*attachments*)

1. File 20014 - Anonymous v. City Attorney
2. File 20030 - Anonymous v. City Attorney
3. File 20063 - Anonymous v. Dept. of Police Accountability
4. File 20074 - Anonymous v. City Attorney
5. File 20080 - Anonymous v. J. Kositsky
6. File 20081 - Anonymous v. Controller's Office
7. File 20110 - Anonymous v. Sheriff's Office
8. File 20111 - Anonymous v. Mayor's Office
9. File 20113 - Anonymous v. Mayor's Office
10. File 20114 - Anonymous v. Dennis Herrera, City Attorney
11. File 20121 - Anonymous v. Sheriff's Office
12. File 20130 - Anonymous v. David Steinberg and Dept of Public Works
13. File 20133 - Anonymous v. Dennis Herrera, Brittney Feitelberg, John Cote
14. File 20135 - Anonymous v. Lt. Andrew Cox, Chief William Scott

15. File 20136 - Anonymous v. J. Givner, O Buta, D. Herrera and the Office of the City Attorney
16. File 20138 - Anonymous v. Mayor's Office
17. File 20139 - Anonymous v. Alaraic Degrafinried
18. File 20140 - Anonymous v. Naomi Kelly
19. File 20141 - Anonymous v. D. Herrera, O. Buta and the Office of the City Attorney
20. File 20142 - Anonymous v. Medical Examiner
21. File 21005 - Anonymous v. C. Boudin and the District Attorney's Office
22. File 21006 - Anonymous v. Mayor Breed and Hank Heckel
23. File 21013 - Anonymous v. Dept. of Public Health
24. File 21020 - Anonymous v. Office of the Clerk of the Board
25. File 21022 - Anonymous v. Dept. of Emergency Management
26. File 21023 - Anonymous v. Mayor Breed and Hank Heckel
27. File 21028 - Anonymous v. Clerk of the Board Calvillo
28. File 21029 - Anonymous v. Supervisor Gordon Mar
29. File 21030 - Anonymous v. Supervisor Dean Preston
30. File 21031 - Anonymous v. Dept. of Police Accountability
31. File 21037 - Anonymous v. Dept. of Emergency Management
32. File 21045 - Anonymous v. Ethics Commission
33. File 21051 - Anonymous v. District Attorney
34. File 21053 - Anonymous v. Public Utilities Commission
35. File 21061 - Anonymous v. Dennis Herrera, John Cote, Brad Russi, Jon Givner, Randy Parent
36. File 21076 - Anonymous v. Public Utilities Commission and Acting General Manager Michael Carlin
37. File 21079 - Anonymous v. Public Library, Michael Lambert, Margot Shaub
38. File 21082 - Anonymous v. Recreation and Parks
39. File 21083 - Anonymous v. Recreation and Parks
40. File 21092 - Anonymous v. Public Utilities Commission
41. File 21102 - Anonymous v. Recreation and Parks Dept., Phil Ginsburg
42. File 21104 - Anonymous v. Supervisor Preston
43. File 21105 - Anonymous v. Chesa Boudin, Kate Chatfield and the District Attorney's Office
44. File 21123 - Anonymous v. Port and Port Commission
45. File 21127 - Anonymous v. Office of the Mayor, Mayor London Breed and Hank Heckel
46. File 21130 - Anonymous v. City and County of San Francisco
47. File 21135 - Anonymous v. Supervisor Ronen
48. File 21138 - Anonymous v. Chesa Boudin
49. File 21147 - Anonymous v. Dennis Herrera and the City Attorney's Office
50. File 21164 - Anonymous v. Dept. of Emergency Management
51. File 20025 - Anonymous v. District Attorney
52. File 20026 - Anonymous v. Mayor's Office
53. File 20042 - Anonymous v. Ben Rosenfeld
54. File 20051 - Anonymous v. Trent Rhoher, Human Services Agency
55. File 20090 - Anonymous v. Mayor London Breed

For inclusion in the agenda packet, supplemental/supporting documents must be received by **5:00 PM, January 26, 2023.**

Cheryl Leger
Assistant Clerk, Board of Supervisors
Tel: 415-554-7724

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