

H SAN JOSE/SANTA CLARA TREATMENT PLANT ADVISORY COMMITTEE

DAVID COHEN, CHAIR
KAREN HARDY, VICE CHAIR
DOMINGO CANDELAS, MEMBER
DEV DAVIS, MEMBER
KIP HARKNESS, MEMBER

PATRICK KWOK, MEMBER
CARMEN MONTANO, MEMBER
ROWENA TURNER, MEMBER
KATHY WATANABE, MEMBER

REGULAR MEETING AGENDA/TPAC

4:00 p.m. May 23, 2024
Room T1734 City Hall, City of San José, 200 E Santa Clara Street 95113
<https://sanjoseca.zoom.us/j/91508541897>

How to observe the Meeting (no public comment):

1. Online at <https://sanjoseca.zoom.us/j/91508541897>; or
2. By Phone: (888) 475-4499 or (877) 853-5257. Webinar ID is 915 0854 1897. Alternative phone numbers are: US: +1 (213) 338-8477 or +1 (408) 638-0968 or (877) 853-5257 (Toll Free).

How to submit written Public Comment before the TPAC Meeting:

By email to ESDcouncilmemos@sanjoseca.gov by 9:00 a.m. the day of the meeting. Those emails will be considered as if they were part of the meeting. Please identify the Agenda Item Number in the subject line of your email.

How to submit written Public Comment during the TPAC Meeting:

Email during the meeting to ESDcouncilmemos@sanjoseca.gov, identifying the Agenda Item Number in the email subject line. Comments received will be included as a part of the meeting record but will not be read aloud during the meeting.

Spoken Public Comment in Person Only

1. **ROLL CALL**
2. **APPROVAL OF MINUTES**
 - A. April 11, 2024
[Draft Minutes](#)
3. **UNEFINISHED BUSINESS/REQUEST FOR DEFERRALS**
4. **DIRECTOR'S REPORT**

- A. Director's Report (verbal)
CIP External Quarterly Report, [January 2024 – March 2024](#)

5. AGREEMENTS/ACTION ITEMS

A. Proposed 2024-2025 Operating & Maintenance Budget for RWF

Staff Recommendation:

TPAC approval of the San José-Santa Clara Regional Wastewater Facility Proposed 2024-2025 Operating & Maintenance Budget.

5. A. O & M Budget Presentation

The San José-Santa Clara Regional Wastewater Facility Proposed 2024-2025 Operating & Maintenance Budget is scheduled for Council consideration on June 11, 2024, and adoption on June 18, 2024.

B. Proposed 2025-2029 CIP for RWF

Staff Recommendation:

TPAC approval of the San José-Santa Clara Regional Wastewater Facility Proposed Five Year 2025-2029 Capital Improvement Program.

5. B. CIP Presentation

The San José-Santa Clara Regional Wastewater Facility Proposed Five-Year 2025-2029 Capital Improvement Program is scheduled for Council consideration on June 11, 2024, and adoption on June 18, 2024.

C. Actions Related to the 10165 – Ammonia Pumps Replacement Project

Staff Recommendation to Committee for City Council:

- a) Adopt a resolution adopting the Addendum to the Environmental Impact Report for the San José-Santa Clara Regional Water Pollution Control Plant Master Plan (SCH #2011052074), Ammonia Pumps Replacement Project, File No. ER21-306, in accordance with the California Environmental Quality Act, as amended.
- b) Accept the report on bids and award of a contract for the construction of 10165 - Ammonia Pumps Replacement Project, to the lowest responsive, responsible bidder, Mountain Cascade, Inc., in the amount of \$2,220,250.
- c) Approve a 10% contingency in the amount of \$222,025.

5. C. Memorandum

This item is scheduled to be heard at City Council on June 4, 2024.

D. Master Consultant Agreement with Arup Us, Inc. For Consultant Services to Procure, Negotiate, And Monitor a Public-Private Partnership Biosolids Facility Agreement

Staff Recommendation to Committee for City Council:

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute a master consultant agreement with Arup US, Inc. for consultant services to procure, negotiate, and monitor a public-private partnership for the development of a biosolids processing facility at the San José-Santa Clara Regional Wastewater Facility from the date of execution through June 30, 2026, with options to extend through June 30, 2033, in a total amount not to exceed \$1,000,000, subject to the appropriation of funds.

5. D. Memorandum

This item is scheduled to be heard at City Council on June 4, 2024.

E. Agreements With Abb Inc., Dba Abb De, Inc., For On-Site Engineering Support and Ongoing Maintenance and Support At The San José-Santa Clara Regional Wastewater Facility

Staff Recommendation to Committee for City Council:

- a) Negotiate and execute an agreement with ABB Inc., dba ABB DE, Inc. (Wickliffe, OH) for on-site engineering support at the San José-Santa Clara Regional Wastewater Facility, beginning June 1, 2024 and ending May 31, 2025, for a maximum not-to-exceed compensation of \$365,000, subject to the appropriation of funds;
- b) Negotiate and execute amendments to the on-site engineering support agreement for additional professional and technical services as required for a contingency not to exceed \$20,000, subject to the appropriation of funds; and
- c) Negotiate and execute the Water Care Enhanced Agreement with ABB DE, Inc., and issue annual purchase orders pursuant to the terms and conditions of the five-year Water Care Enhanced Agreement for ongoing support and maintenance for as-needed parts replacement, repair, and rebuilding services for a maximum compensation not to exceed \$650,000 for the first year beginning June 1, 2024 and ending May 31, 2025, subject to the appropriation of funds.

5. E. Memorandum

This item is scheduled to be heard at City Council on June 4, 2024.

F. Report On Bids and Award of Construction Contract For 9911 – New Headworks Access Road Project at The San José-Santa Clara Regional Wastewater Facility

Staff Recommendation to Committee for City Council:

- a) Accept the report on bids and award of contract for the construction of 9911 – New Headworks Access Road Project to the lowest responsive, responsible bidder, O.C. Jones and Sons, Inc. in the amount of \$1,501,366; and
- b) Approve a 10% construction contingency in the amount of \$150,137.

5. F. Memorandum

This item is scheduled to be heard at City Council on June 4, 2024.

G. Actions Related to The 9895 – Regional Wastewater Facility Main Entrance Improvements Project At The San José-Santa Clara Regional Wastewater Facility

Staff Recommendation to Committee for City Council:

- a) Adopt a resolution adopting the Addendum to the Environmental Impact Report for the San José - Santa Clara Water Pollution Control Plant Master Plan (SCH# 201105274), File No. ER23-142, RWF Main Entrance Improvements Project, and incorporating environmental mitigation measures set forth in the Mitigation Monitoring and Reporting Program for the project.
- b) Accept the report on bids and award of a contract for the 9895 – RWF Main Entrance Improvements Project to the lowest responsive, responsible bidder, W.E. Lyons Construction Co., for the base bid and Bid Alternates Nos. 1, 2 and 3 in the amount of \$8,996,937.
- c) Approve a 10% construction contingency in the amount of \$899,693.

5. G. Memorandum

This item is scheduled to be heard at City Council on June 4, 2024.

H. First Amendment to The Master Consultant Agreement With Black & Veatch For Engineering Services For The Yard Piping Improvements Project At The San José-Santa Clara Regional Wastewater Facility

Staff Recommendation to Committee for City Council:

Approve the First Amendment to the Master Consultant Agreement with Black & Veatch for engineering services for the Yard Piping Improvements project at the San José-Santa Clara Regional Wastewater Facility, increasing the amount of compensation by \$2,500,000, for a total agreement amount not to exceed \$12,250,000; and extending the term of the agreement from June 30, 2026 to December 31, 2027.

5. H. Memorandum

This item is scheduled to be heard at City Council on June 4, 2024.

I. Actions Related to The Purchase Order With Acco Engineered Systems, Inc. For Mechanical Maintenance and Repair Services

Staff Recommendation to Committee for City Council:

Adopt a resolution authorizing the City Manager or her designee to exercise up to three additional one-year options to extend purchase order term with ACCO Engineered Systems, Inc. (Pasadena, CA) for mechanical maintenance and repair services, with the last option ending on June 30, 2027, subject to the appropriation of funds.

5. I. Memorandum

This item is scheduled to be heard at City Council on June 4, 2024.

J. Actions Related to The Purchase Orders With Rentokil North America, Inc. For Pest and Rodent Control Services

Staff Recommendation to Committee for City Council:

- a) Execute three purchase orders with Rentokil North America, Inc. (Wyomissing, PA) for pest and rodent control services, for a one-year term beginning on or about July 1, 2024, ending on or about June 30, 2025, for a total not-to-exceed amount of \$500,000; and
- b) Exercise up to six one-year options to extend the term of the purchase orders with the last option year ending on or about June 30, 2031, subject to the appropriation of funds.

5. J. Memorandum

This item is scheduled to be heard at City Council on June 4, 2024.

K. Actions Related to The Purchase Order With Resa Power, Llc For Transformer Testing And Repair Services

Staff Recommendation to Committee for City Council:

Adopt a resolution authorizing the City Manager or her designee to exercise up to six one-year options to extend the term of the purchase order with Resa Power, LLC (Houston, TX) for transformer testing and repair services, with the last option ending on or about October 4, 2030, subject to the appropriation of funds.

5. K. Memorandum

This item is scheduled to be heard at City Council on June 4, 2024.

6. OTHER BUSINESS/CORRESPONDENCE

A. Revised Annual Plant Capacity Report

6. A. Report

7. STATUS OF ITEMS PREVIOUSLY RECOMMENDED FOR APPROVAL BY TPAC

A. San José-Santa Clara Regional Wastewater Facility Capital Improvement Program Annual Status Report

Staff Recommended to Committee for City Council:

Accept the annual status report on the San José-Santa Clara Regional Wastewater Facility Capital Improvement Program for the period of January through December 2023.

This item was approved by City Council on April 23, 2024.

B. Fifth Amendment to Legal Services Agreement with Hawkins, Delafield, & Wood LLP for the San José-Santa Clara Regional Wastewater Facility Capital Improvement Program

Staff Recommended to Committee for City Council:

Approve a Fifth Amendment to the legal services agreement with Hawkins, Delafield & Wood LLP, increasing the amount of compensation by \$600,000 for a total agreement amount not to exceed \$3,100,000 and extending the term of the agreement through June 30, 2029, to support the San José-Santa Clara Regional Wastewater Facility Capital Improvement Program.

This item was approved by City Council on April 23, 2024.

C. Actions related to South Bay Water Recycle Metering and Pressure Monitoring Improvements Phase II

Staff Recommended to Committee for City Council:

- (a) Accept the report on bids and award of a contract for the construction of 10369 – South Bay Water Recycling Metering and Pressure Monitoring Improvements Phase II Project to the lowest responsive, responsible bidder, JMB Construction, Inc., in the amount of \$3,196,000.
- (b) Approve a 10% contingency in the amount of \$319,600.

This item was approved by City Council on April 23, 2024.

D. Second Amendment to Master Consultant Agreement with AECOM Technical Services Inc. for General Engineering Services at the San José-Santa Clara Regional Wastewater Facility for the Capital Improvement Program

Staff Recommended to Committee for City Council:

Approve the Second Amendment to the Master Consultant Agreement with AECOM Technical Services, Inc. for the 7995 – General Engineering Services, extending the term from June 30, 2024 to June 30, 2025.

This item was approved by City Council on April 23, 2024.

E. Actions Related To The Purchase Order With Tucker Construction, Inc. For Concrete And Expansion Joint Maintenance And Repair Services

Staff Recommended to Committee for City Council:

Adopt a resolution authorizing the City Manager or her designee to: a) Amend purchase order OP 64346 with Tucker Construction, Inc. (San José, CA) for concrete and expansion joint maintenance and repair services to increase the total compensation by \$150,000 for a revised maximum compensation not-to-exceed \$250,000 for the period ending on June 29, 2024; and b) Exercise up to three one-year options to extend the term of the purchase order with the last option year ending on or about June 29, 2027, subject to appropriation of funds. Desired Outcome: Authorizing the City Manager or her designee to take this action provides the City with concrete and expansion joint and repair services at the Regional Wastewater Facility.

This item was approved by City Council on April 23, 2024.

8. REPORTS

A. Open Purchase Orders Greater Than \$100,000 (including Service Orders)

Monthly Procurement and Contract Activity Reports summarizes the purchase and contracting between \$100,000 and \$1.3 Million for Goods and \$100,000 and \$320,000 for Services.

8. A. Report

9. MISCELLANEOUS

A. The next regular TPAC Meeting is scheduled on **June 13, 2024, at 4:00 p.m.**, in person at City Hall, Room T1734.

10. OPEN FORUM

11. ADJOURNMENT

The Code of Conduct is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

NOTE: If you have any changes or questions, please contact Sierra Kenoly-Chavez, Environmental Services (408) 975-2547, Sierra.Kenoly-Chavez@sanjoseca.gov

To request an accommodation or alternative format for City-sponsored meetings, events, or printed materials, please contact Sierra Kenoly-Chavez (408) 975-2547 or (408) 294-9337 (TTY) as soon as possible, but at least three business days before the meeting/event.

Availability of Public Records. All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at San José City Hall, 200 East Santa Clara Street, 10th Floor, Environmental Services Department at the same time that the public records are distributed or made available to the legislative body.