

**MINUTES OF THE
SAN JOSÉ/SANTA CLARA
TREATMENT PLANT ADVISORY COMMITTEE**

San José City Hall
Thursday, June 13, 2024, at 4:00 p.m.

1. ROLL CALL

Minutes of the Treatment Plant Advisory Committee Meeting convened at 4:00 p.m. Roll call was taken with the following members in attendance.

Committee Members: Domingo Candelas, David, Cohen, Dev Davis, Karen Hardy, Kip Harkness, Patrick Kwok, Carmen Montano, Rowena Turner, Kathy Watanabe.

2. APPROVAL OF MINUTES

A. April 11, 2024

Action: The minutes of April 11, 2024, were approved.

B. May 23, 2024

Action: The minutes of May 23, 2024, were approved.

3. UNFINISHED BUSINESS/REQUEST FOR DEFERRALS

There was no unfinished business.

4. DIRECTOR'S REPORT

There was no Director's report.

5. AGREEMENTS/ACTION ITEMS

A. Construction Contract Contingency Increase for the 8781 – Fire Life Safety Upgrades Project at the San Jose-Santa Clara Regional Wastewater Facility

Staff Recommendation to Committee for City Council:

- a) Approve a \$250,000 increase to the construction contingency amount of \$425,850 for a revised total contingency amount of \$675,850 for the 8781 – Fire Life Safety Upgrades Project; and
- b) Approve a 215 workday time extension to the substantial completion date for the contract with Blocka Construction, Inc. for the 8781 – Fire Life Safety Upgrades Project.

Committee member Hardy and Turner discussed the challenges faced in delivering the project. ESD Director Kerrie Romanow and ESD staff Kapil Verma states that the original construction contingency was 15%, and we are now requesting to add 23% due to unforeseen conditions during the construction phase. The project involved upgrades to fire life safety systems in 13 separate buildings, including new and existing structures. ESD staff mentioned that they encountered difficulties due to the age of the infrastructure, lack of existing information, and unforeseen conditions, which required design changes and extensions for contractors. It was mentioned that the need for more upfront investment to mitigate such challenges in future projects. ESD staff stated to the critical nature of the project related to health and safety, there was minimal flexibility in reducing the scope. The focus remains on ensuring the adequacy of life safety systems for employees and the community, despite the challenges posed by the age of the infrastructure. There was no public comment.

Action: On a motion made by Committee Member Kwok and a second by Committee Member Montano, TPAC recommended approval of the item:

Ayes - 8 (Candelas, Cohen, Davis, Hardy, Harkness, Kwok, Montano, Watanabe)

Nays - 1 (Turner)

Abstain - 0

Absent - 0

B. First Amendment to the Master Consultant Agreement with Kennedy/Jenks Consultants, Inc. For Engineering Services for the Support Building 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 Kennedy/Jenks Consultants, Inc. for engineering services for the Support Building Improvements project at the San José-Santa Clara Regional Wastewater Facility increasing the amount of compensation by \$125,000, for a total agreement amount not to exceed \$4,925,000; and extending the term of the agreement from June 30, 2024, to June 30, 2025.

There was no public comment.

Action: On a motion made by Committee Member Davis and a second by Committee Member Candelas, TPAC recommended approval of the item:

Ayes - 8 (Candelas, Cohen, Davis, Hardy, Harkness, Kwok, Montano, Watanabe)

Nays - 1 (Turner)

Abstain - 0

Absent – ()

6. OTHER BUSINESS/CORRESPONDENCE

There was no presentation or public comment.

7. STATUS OF ITEMS PREVIOUSLY RECOMMENDED FOR APPROVAL BY TPAC

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.

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.

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.

This item was approved by 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.

This item was approved by 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.

This item was approved by 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.

This item was approved by 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.

This item was approved by 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.

This item was approved by 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.

This was approved by 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.

This item was approved by 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.

This was approved by at City Council on June 4, 2024.

8. REPORTS

There were no reports.

9. MISCELLANEOUS

- A. The next regular TPAC Meeting is scheduled in person on **August 8, 2024, at 4:00 p.m.** at City Hall, Room T1734.

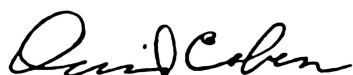
There were no comments from the committee or the public.

10. OPEN FORUM

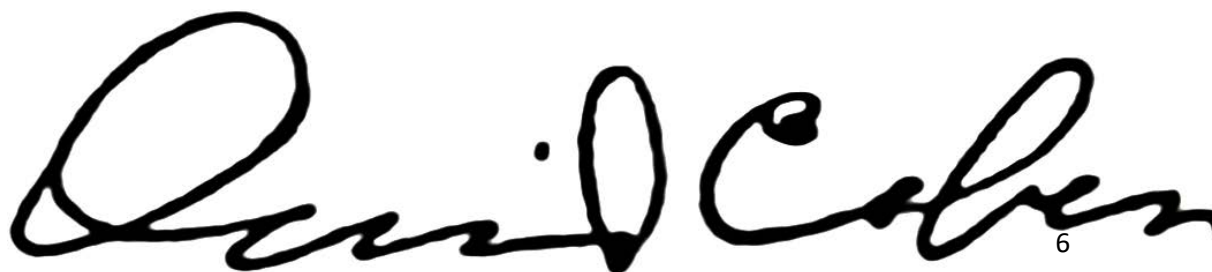
There were no comments from the committee or the public.

11. ADJOURNMENT

The Treatment Plant Advisory Committee meeting was adjourned at 4:20 p.m.



David Cohen, Chair
TREATMENT PLANT ADVISORY COMMITTEE



David Cohen