

**MINUTES OF THE
SAN JOSE/SANTA CLARA
TREATMENT PLANT ADVISORY COMMITTEE**
City Hall, Environmental Services, 10th Floor, Room 1047
Thursday, October 11, 2007 at 4:30 p.m.

1. ROLL CALL

Minutes of the Treatment Plant Advisory Committee convened this date at 4:30 p.m. Roll call was then taken, with the following members in attendance:

Committeemembers: Patricia Mahan (Chair), Curtis Harrison, Kevin Moore, Bob Livengood and Deanna Santana.

Staff present: Dale Ihrke, Anil Kar, Bhavani Yerrapotu, John Stufflebean, Kerrie Romanow, Margaret Bruce, Mollie Dent and Monica Perras.

Others present: Robert Reid (West Valley Sanitation), Kathleen Phalen, (City of Milpitas), Robin Saunders, (City of Santa Clara), Mansour Nasser, Kirsten Struve, (City of San Jose), David Wall (San Jose City Resident).

2. APPROVAL OF MINUTES

Minutes of September 13, 2007.

Motion by Committee Member Harrison and, seconded by Committee Member Livengood to accept the minutes.

3. UNFINISHED BUSINESS

None

4. CORRESPONDENCE

None

5. REPORTS

- A. Open Purchase Orders Greater Than \$100,000
The attached monthly Procurement and Contract Activity Report summarizes the purchase and contracting of goods with an estimated value between \$100,000 and \$1million and of services between \$100,000 and \$250,000.

Motion by Committee Member Harrison and seconded by Committee Member Moore to accept Item 5.A.

6. AGREEMENTS

A. Technical Committee Recommendation (Handout)

Motion by Committee Member Livengood and seconded by Committee Member Harrison to accept the Technical Committee Recommendation.

B. Action Item – TPAC Recommendation for Approval Requested

The following items are scheduled to be approved by the San Jose City Council on October 16, 2007:

1. Approval of a change order for the project entitled, “San José/Santa Clara Water Pollution Control Plant Reliability Improvements Project,” for a total negotiated amount of \$339,469 with no change to the term of contract with Kiewit Pacific Company.
2. Report on bids and award of construction contract for the project entitled, San José/Santa Clara Water Pollution Control Plant, FY 2007/2008 Capital Improvement Program, East Primary Influent Channel Repair Project,” to the low bidder, Anderson Pacific Engineering Construction, Inc. in the amount of \$699,000, and approval of a contingency in the amount of \$70,000.
3. Report on bids and award of two contracts for the project entitled, “Fuel Cell System,” to the sole responsive bidder, Manuel Bros., Inc. for a design-build contract in the amount of \$7,724,100 and approval of budget contingency of 10% at \$772,400; and a service contract with a five year term and an annual cost of \$203,932.80 commencing upon acceptance of the Fuel Cell System, as well as resulting Appropriation Ordinance amendments in the San José/Santa Clara Treatment Plant Capital Fund;
4. Adoption of a resolution authorizing the Director of Environmental Services to execute an option to replace the Fuel Cell System Module in the amount of \$1,200,000, subject to future appropriation of funds by the Council; and
5. Adoption of a resolution authorizing the Director of Environmental Services to negotiate and execute a Self-Generation Incentive Program contract with Pacific Gas and Electric, to receive a rebate of up to \$4.5 million upon certification of the fuel cell system by Pacific Gas and Electric; and
6. Adoption of Appropriation Ordinance amendments in the San José/Santa Clara Treatment Plant Capital Fund to increase the Fuel Cell System appropriation by \$4,917,000; and decrease the Ending Fund Balance by \$4,917,000

Motion by Committee Member Harrison and seconded by Committee Member Livengood to accept Items 6.B.1 - 6.

D. Informational Item – TPAC Item Previously Recommended for Approval

The following items were approved by the San Jose City Council on September 18, 2007:

1. Report on bids and award of contract for Installation of Potable and Non-Potable Water Services and Mains: 2007-2008 to the lowest responsive bidder, San Jose Water Company, for the estimated term of December 2007 to January 2009, in an amount not to exceed \$612,527.13.
2. Report on bids and award of contract for the construction project entitled, “San Jose/Santa Clara Water Pollution Control Plant, FY 2007/2008 TPS VFD Replacement Project,” to the low bidder, Blocka Construction, Inc., in the amount of \$192,000; and approval of a contingency in the amount of \$19,000 for a total agreement amount not to exceed \$211,000.

7. MISCELLANEOUS

- A. The next TPAC meeting will be November 8, 2007, at 4:30 p.m. City Hall, Environmental Services, 10th Floor, Room 1047.

8. PUBLIC COMMENT

- A. A hand out was given to each committee member from David Wall regarding South Water Recycling: A Scam on the Tax-Payers.

9. ADJOURNMENT

- A. The Treatment Plant Advisory Committee adjourned at 4:40 p.m.

Patricia Mahan, Chair
Treatment Plant Advisory Committee