

**MINUTES OF THE
SAN JOSE/SANTA CLARA
TREATMENT PLANT ADVISORY COMMITTEE**
City Hall, Environmental Services, 10th Floor, Room 1047
Thursday, November 8, 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
Nora Campos, Diane McNutt, Chuck Reed, Madison Nguyen.

Staff present: Monica Perras, Dale Ihrke, Kirsten Struve, John Stufflebean, Kerrie Romanow,
Mollie Dent, John Mukhar.

Others present: Robert Reid (West Valley Sanitation), Kathleen Phalen, (City of Milpitas),
Robin Saunders, (City of Santa Clara), Carl Beckham, (Cupertino Sanitary District), David
Wall (San Jose City Resident) Michael Strangis, Jerry Strangis, (Strangis Properties).

2. APPROVAL OF MINUTES

Minutes of October 11, 2007.

Motion by Committee Member Harrison and, seconded by Committee Member Campos 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.

B. Quarterly Status Report

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

6. **AGREEMENTS**

A. Technical Committee Recommendation (Handout)

B. Action Item – TPAC Recommendation for Approval Requested

The following items are scheduled to be approved by the San Jose City Council on November 20, 2007:

1. Approve a Second Amendment to the Agreement with Metcalf & Eddy, Inc., to extend the term of the Agreement by six months to May 31, 2008, at no additional cost to the City.
2. (a) Approval of an agreement with Carollo Engineers to develop a Master Plan for the San José/Santa Clara Water Pollution Control Plant for an initial not-to exceed amount of \$2.5 million and for a term commencing upon approval of the agreement and extending through June 30, 2011.

(b) Adoption of a resolution authorizing the City Manager to execute the following options to the Agreement with Carollo Engineers for the Master Plan to increase the amount of compensation: Option 1 to be exercised on or after July 1, 2008, to increase compensation to \$5 million; Option 2 to be exercised on or after July 1, 2009 and to increase compensation to \$6 million.

Motion by Committee Member Harrison and seconded by Committee Member Livengood to accept Items 6.B.1 & 2 (a & b).

3. Accept this update on issues and options for the long-term ownership and operation of South Bay Water Recycling.
4. Approval of an ordinance amending Chapter 15.12 of Title 15 of the San Jose Municipal Code to modify local discharge limits for copper, nickel selenium and total phenol, to eliminate limits for manganese, total toxic organics and xyelene, to expand reporting, record keeping and sampling requirements and require industrial pretreatment applications to be filed at least ninety days prior to discharge or the expiration of an existing permit, and to add definitions and conform Municipal Code requirements to federal pretreatment program requirements. Due to the length of

document, limited distribution. Additional copies available on request and at TPAC meeting.

Motion by Committee Member Livengood and seconded by Committee Member Moore to accept Items 6.B.3 & 4.

D. Informational Item – TPAC Item Previously Recommended for Approval

The following items were 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 Campos to note and file Information Items 6.D. 1-6.

7. **MISCELLANEOUS**

- A. The next TPAC meeting will be December 13, 2007, at 4:30 p.m. City Hall, Environmental Services, 10th Floor, Room 1047.

8. **PUBLIC COMMENT**

David Wall commented on the fact that TPAC members should be paid a higher stipends for all the good work they do.

9. **ADJOURNMENT**

- A. The Treatment Plant Advisory Committee adjourned at 4:45 p.m.

Patricia Mahan, Chair
Treatment Plant Advisory Committee