

**MINUTES OF THE
SAN JOSÉ/SANTA CLARA
TREATMENT PLANT ADVISORY COMMITTEE**
City Hall, Environmental Services, 10th Floor, Room 1047
Thursday, April 10, 2008 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), Ed Shikada, Bob Livengood, Kevin Moore, Nora Campos, Madison Nguyen, Curtis Harrison, Diane McNutt, Chuck Reed.

Staff present: Kirsten Struve, Dale Ihrke, Bhavani Yerrapotu, Stephane Lannoye, Mollie Dent, Colleen Winchester, Walter Rossmann, John Stufflebean, Monica Perras

Others present: Jeff Janssen (City of San Jose), Kathleen Phalen, (City of Milpitas), , (City of Santa Clara), Patrick Kwok, Robert Reid, (West Valley Sanitation), Steve Machida (Cupertino Sanitary District), Jerry Strangis (Strangis Properties), Steve Turner, David Wall (San José City Resident), Representatives from McCarthy.

2. APPROVAL OF MINUTES

Minutes of March 13, 2008.

Motion by Committee member Campos and Second by Committee member Moore to accept the minutes of March 13, 2008.

3. UNFINISHED BUSINESS

None

4. CORRESPONDENCE

- A. Discussion of TPAC recommendation concerning McCarthy Ranch Real Estate and land use proposal:
 - 1. Letter from Joe McCarthy dated 09-21-07
 - 2. Letter from Joe McCarthy dated 01-18-08
 - 2. Letter from Joe McCarthy dated 02-25-08
 - 3. Letter from John Stufflebean dated 02-26-08
- B. Letter from Milpitas Vice Mayor Bob Livengood
- C. Information Memo to TPAC from John Stufflebean, Director, Environmental Services

Motion by Committee Member Reed and second by Committee Member Nguyen to defer Items 4.A, B & C to the May TPAC with direction to state specific time frame of exactly when this issue is going to be broached with staff, and, direct staff to inform TPAC how

they can work this into the work plan and fall within the 4 months with that specific information.

- D. Response letter to David S. Wall from Thomas D. Norris, Public Records Manager
- E. Information Memo dated 12-11-07

Motion by Committee Member Livengood and, seconded by Committee Member Campos to accept these Items. Absent, Committee Member Nguyen.

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 second by Committee Member Moore to accept the Open Purchas Orders.

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 José City Council on April 22, 2008:

1. Consent to the request of Helix Electric to be relieved of its low bid for the Switchgear M5, Interim Ring Bus, and Medium Voltage Cables Replacement Design-Build Project based upon a mistake in filling out the bid.
2. Report on bids and award of contract for the Switchgear M5, Interim Ring Bus, and Medium Voltage Cables Replacement Design-Build Project to the lowest responsive bidder, Rosendin Electric, Inc., for the base bid and Add Alternate Nos. 1 through 6 in the total amount of \$11,319,500; and approval of a budget contingency in the amount of \$1,131,950.
3. Approval of a contingency budget increase for the project entitled, “San José/Santa Clara Water Pollution Control Plant, FY 2007/08 Capital Improvement Program, Fire Main Replacement Project – Phase I”, by \$60,000 from \$30,000 for a total contingency budget of \$90,000 with no change to the terms of the contract with D&D Pipelines, Inc.

4. Approve an agreement with Westin Engineering, Inc. for the implementation of an integrated Computerized Maintenance Management System in an amount not to exceed \$861,000, including an amount of \$80,000 for additional services identified during project implementation, with an initial term of eighteen months for installation and staff training, and a one year maintenance period.
5. Adoption of a resolution authorizing the Director of Finance to execute an amendment to the agreement with National Security Industries (San Jose, CA) to extend the term of the agreement for security guard services for the Water Pollution Control Plant by five months from May 1, 2008 to September 30, 2008, and increase the total compensation by \$125,000 from \$1,195,723 for a not to exceed amount of \$1,320,723.

Motion by Committee Member Harrison and second by Committee Member Moore to accept Items 6.B.1-5.

C. Informational Item – TPAC Item Previously Recommended for Approval

The following items were approved by the San José City Council on March 18, 2008:

1. Approval of the Fifth Amendment to the construction service agreement with City of Santa Clara for the South Bay Water Recycling Program, revising the approved project list and extending the term of agreement by two years to June 30, 2010, at no additional cost to the City.
2. Report on bids and award of construction contract for the project RAS & SS Valve Replacement Project Secondary – Tunnel Batter A (A-1 Thru A-6) to the low bidder, Anderson Pacific Engineering Construction, Inc., in the amount of \$729,000, and approval of a contingency in the amount of \$73,000

D. Informational Item – TPAC Item Previously Recommended for Approval

The following items were approved by the San José City Council on March 25, 2008:

1. Approval of consultant master agreements with the following firms for various capital improvement projects at the San José/Santa Clara Water Pollution Control Plant for a term commencing upon approval of the agreement and continuing through June 30, 2013, and for the amounts stated below:
 - a. Black & Veatch in an amount not to exceed \$1 million.
 - b. Brown and Caldwell in an amount not to exceed \$5 million.
 - c. Carollo Engineers in an amount not to exceed \$1 million.
 - d. CH2M Hill in an amount not to exceed \$1 million.
 - e. Metcalf & Eddy in an amount not to exceed \$1 million.

Motion by Committee Member Harrison and second by Committee Member Moore to accept Informational Items 6.C.1&2 and 6.D.1 a-e.

7. MISCELLANEOUS

A. The next TPAC meeting will be May 8, 2008, at 4:30 p.m. City Hall, Environmental Services, 10th Floor, Room 1047.

8. PUBLIC COMMENT

San José resident David Wall expressed his concerns about fund 513, and new light bulbs as an environmental health risk. The documents were noted and filed.

9. CLOSED SESSION

The Committee met in closed session to discuss pending litigation pursuant to Government Code Section 54956.9 subsection (a).

10. ADJOURNMENT

A. The Treatment Plant Advisory Committee adjourned at 5:05 p.m.

Patricia Mahan, Chair
Treatment Plant Advisory Committee