

**MINUTES OF THE
SAN JOSÉ/SANTA CLARA
TREATMENT PLANT ADVISORY COMMITTEE**
City Hall, Environmental Services, 10th Floor, Room 1047
Thursday, September 11, 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:

Committee members: Bob Livengood (Vice Chair), Patricia Mahan, Kevin Moore, Diane McNutt, Madison Nguyen, Ed Shikada. Committee Member Reed not present.

Staff present: Dale Ihrke, Monica Perras, Kirsten Struve, Matt Krupp, Walter Rossmann, Bhavani Yerrapotu, Mollie Dent.

Others present: Kathleen Phalen, (City of Milpitas), Steve Machida (Cupertino Sanitary District), Chris Degroot (City of Santa Clara), Robert Reid (West Valley Sanitation District), David Wall (San José City Resident).

2. APPROVAL OF MINUTES

Minutes of August 14, 2008.

Motion by Committee member McNutt and Second by Committee member Nguyen to accept the minutes of August 14, 2008.

3. UNFINISHED BUSINESS

None

4. CORRESPONDENCE

A. Plant Master Plan Update - September 2008 Information Memo

Motion to note and file the Plant Master Plan Update by Committee members Livengood, Mahan, Moore, McNutt, Nguyen and Shikada. Committee Member Reed not present. Staff informed committee members that the Plant Master Plan Update will be emailed to them.

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 \$1 million and of services between \$100,000 and \$250,000.

Motion by Committee Member McNutt and second by Committee Member Moore to accept the Open Purchas Orders. Committee Member Reed not present.

6. **AGREEMENTS**

A. Technical Committee Recommendation (Handout)

Motion by Committee Member Mahan and seconded by Committee Member Moore to accept the recommendation. Committee member Reed not present.

B. Action Item – TPAC Recommendation for Approval Requested

The following items are scheduled to be approved by the San Jose City Council on September 16, 2008:

1. Report on Request for Proposal (RFP) for Security Guard services for the Environmental Services Department (Water Pollution Control Plant) and adoption of a resolution authorizing the Director of Finance to:
 - a. Execute an agreement with First Alarm Security & Patrol, Inc. (Aptos, CA) for security guard services for a one-year term and a maximum compensation not to exceed \$188,130.
 - b. Execute amendments to the agreement to add and delete guard services as required subject to appropriation of funds.
 - c. Exercise four one-year options to extend the agreement subject to annual appropriation of funds.

Motion by Committee Member Mahan and seconded by Committee Member Moore to accept Item 6.B.1. Committee member Reed not present.

C. Action Item – TPAC Recommendation for Approval Requested

The following items are scheduled to be approved by the San Jose City Council on September 23, 2008:

1. Approval of Contract Change Order No. 1 for the Switchgear M5, Interim Ring Bus, and Medium Voltage Cables Replacement Design-Build Project with Rosendin Electric, Inc. for a credit in the amount of \$300,000.

Motion by Committee Member Mahan and second by Committee Member McNutt to accept Items 6.C. 1.

D. Informational Item – TPAC Item Previously Recommended for Approval

The following items were approved by the San José City Council on September 16, 2008:

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 \$301,300 with no change to the term of contract with Kiewit Pacific Company.
2. Approval of a contingency budget increase and contract extension for the project entitled, “San Jose/Santa Clara Water Pollution Control Plant, FY 2007/2008 Capital Improvement Program, East Primary Influent Channel Repair Project,” by \$70,000 and contract schedule extension from June 18, 2008 to October 16, 2008, with Anderson Pacific Engineering Construction, Inc.
3. Adopt a resolution authorizing the City Manager to negotiate and execute amendments to Agreements among the cities of San José, Santa Clara and Milpitas and Cupertino Sanitary District to reflect the transfer of 0.75 million gallons of capacity in the San José/Santa Clara Water Pollution Plant from Cupertino Sanitary District to the City of Milpitas.
4. Adopt a resolution authorizing the City Manager to negotiate and execute a Grant Agreement with Mansion Grove Apartments in an amount not to exceed \$220,000 for retrofit of recycled water facilities.
5. Actions Related to Public Art Ordinance Revisions:
 - (a) City Council adoption of an Ordinance amending Title 22 of the San Jose Municipal Code modifying the basis for calculating the percent for public art in City and Agency Capital Improvement Projects and other changes to implement portions of the Public Art Master Plan approved by City Council on March 13, 2007.
 - (b) City Council adoption of an Ordinance amending Section 4.04.020 of Title 4 of the San Jose Municipal Code to increase administrative contract authority for public art contracts, grant agreements and sponsorship agreements to \$250,000.
 - (c) Adopt of resolutions by the City Council and Redevelopment Agency Board rescinding City Council Resolution No. 64284 and Redevelopment Agency Board Resolution No. 3606, with the rescission to be effective upon the effective date of the foregoing ordinance.
 - (d) Direct the City Manager and Executive Director to return to Council in August for Policy discussion and consideration regarding the Public Art Master Plan’s recommended one percent public art allocation on City capital projects funded with development fees and to engage in discussions with the development community before returning to Council.

6. Authorize the City Manager or her designee to initiate discussion with Tesla Motor's regarding the potential use of a portion of the buffer lands associated with the Water Pollution Control Plant and other privately held sites in San José for a future manufacturing, research and development site.

Motion by Committee member Mahan and Second by Committee member McNutt to accept Informational Items 6.D.1-6.

7. **MISCELLANEOUS**

- A. The next TPAC meeting will be Thursday, October 9, 2008, at 4:30 p.m. City Hall, Environmental Services, 10th Floor, Room 1047..

8. **PUBLIC COMMENT**

San José resident David Wall spoke of his concerns regarding the budgeted fund 513 from CMO manual Sewer Service and Use funds and 218 requirements.

10. **ADJOURNMENT**

- A. The Treatment Plant Advisory Committee adjourned at 4:37 p.m.

Chuck Reed, Chair
Treatment Plant Advisory Committee