

**SAN JOSE/SANTA CLARA TREATMENT PLANT ADVISORY COMMITTEE**

CHUCK REED, CHAIR  
BOB LIVENGOOD, VICE-CHAIR  
KEVIN MOORE, MEMBER  
PATRICIA MAHAN, MEMBER  
MADISON NGUYEN, MEMBER

KEN YEAGER, MEMBER  
JOHN GATTO, MEMBER  
ED SHIKADA, MEMBER  
NORA CAMPOS, MEMBER

**AGENDA**

**March 12, 2009**

**Room T-1047**

---

**4:30 p.m.**

**1. ROLL CALL**

**2. MINUTES**

A. Minutes of February 12, 2009

**3. UNFINISHED BUSINESS**

**4. CORRESPONDENCE**

**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.

**No activity to report.**

**6. AGREEMENTS**

A. Technical Committee Recommendation (Handout)

B. Action Item – TPAC Recommendation for Approval Requested

**The following item was approved by the Transportation and Environment Committee on March 2, 2009:**

1. Accept this progress report highlighting activities since September 2008 on the Master Plan for the San Jose/Santa Clara Water Pollution Control Plant (Plant).

C. Action Item – TPAC Recommendation for Approval Requested

**The following item was dropped by the San Jose City Council on February 24, 2009, to be rescheduled for council action after March 12, 2009.**

1. Amend Resolution No. 68900 to apply the Living Wage Policy to contracts issued for the San Jose Santa Clara Water Pollution Control Plant.

7. MISCELLANEOUS

- A. The next TPAC meeting will be Thursday, April 9, 2009, at 4:30 p.m. City Hall, Environmental Services, 10<sup>th</sup> Floor, Room 1047.

8. OPEN FORUM

9. ADJOURNMENT

NOTE: If you have any changes or questions, please contact Monica Perras, Environmental Services, 408-975-2515.

To request an accommodation or alternative format for City-sponsored meetings, events or printed materials, please call Monica Perras at (408) 975-2515 or (408) 294-9337 (TTY) as soon as possible, but at least three business days before the meeting/event.

**Availability of Public Records.** All public records relating to an open session item on this agenda, which are not exempt from disclosure pursuant to the California Public Records Act, that are distributed to a majority of the legislative body will be available for public inspection at San Jose City Hall, 200 East Santa Clara Street, 10<sup>th</sup> Floor, Environmental Services at the same time that the public records are distributed or made available to the legislative body.

**DRAFT**  
**MINUTES OF THE**  
**SAN JOSÉ/SANTA CLARA**  
**TREATMENT PLANT ADVISORY COMMITTEE**  
City Hall, Environmental Services, 10<sup>th</sup> Floor, Room 1047  
Thursday, February 12, 2009 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: Chuck Reed (Chair), Bob Livengood, Patricia Mahan, Kevin Moore, Madison Nguyen, Nora Campos, Ed Shikada, Ken Yeager.

Staff present: Monica Perras, Dale Ihrke, John Stufflebean, Nina Grayson.

Others present: Robert Reid (West Valley Sanitation), Alan Kurotori (City of Santa Clara), Bob Wilson, (City of Santa Clara), David Wall (San José City Resident).

**2. APPROVAL OF MINUTES**

Minutes of January 08, 2009.

Motion by Committee member Moore and Second by Committee member Mahan to accept the minutes of January 08, 2009.

**3. UNFINISHED BUSINESS**

**4. CORRESPONDENCE**

**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 Nguyen and seconded by Committee Member Yeager to accept the Open Purchase Orders.

**6. AGREEMENTS**

- A. Technical Committee Recommendation (Handout)  
See Item 6.B.1 for direction on this item.

B. Action Item – TPAC Recommendation for Approval Requested

**The following item is scheduled to be approved by the San Jose City Council on February 24, 2009:**

1. Amend Resolution No. 68900 to apply the Living Wage Policy to contracts issued for the San Jose Santa Clara Water Pollution Control Plant

Motion to accept staff recommendation to defer this item to March 12, 2009 unanimously approved and to request that the city council defer the item for one month.

C. Informational Item – TPAC Item Previously Recommended for Approval

**The following item was approved by the San Jose City Council on January 13, 2009:**

1. Adopt the following 2008-2009 Appropriation Ordinance amendments in the San Jose-Santa Clara Treatment Plant Capital Fund (512):
  - a. Increase the appropriation for Transfer to the Clean Water Financing Authority for Series 2005A/B Bond by \$3,700,000;
  - b. Establish an appropriation for 2005A Bonds Reserve Fund in the amount of \$5,402,000; and
2. Adopt a resolution authorizing the Governing Board of the San Jose-Santa Clara Clean Water Financing Authority (the “Authority”) to issue its Sewer Revenue Refunding Bonds, Series 2009A (the “2009A Bonds”) in an aggregate principal amount not to exceed \$35,000,000, in connection with the refinancing of certain public capital improvements to the San Jose-Santa Clara Water Pollution Control Plant, to be sold through negotiated sale, and authorizing the execution of certain financing documents and other actions as necessary in connection with the issuance of the 2009A Bonds.

Motion by Committee Member Mahan and seconded by Committee Member Moore to accept Items 6.C.1 & 2.

D. Informational Item – TPAC Item Previously Recommended for Approval

**The following items were approved by the San Jose City Council on January 27, 2009.**

1. Accept this status report on the nature and content of the discussions of the Recycled Water Liaison Committee concerning a long term agreement on joint development of recycled water facilities and direct staff to continue to support discussions and provide periodic reports on future progress and policy recommendations.

Motion by Committee Member Mahan and seconded by Committee Member Moore to accept Item 6.D.1.

E. Informational Item – TPAC Item Previously Recommended for Approval

**The following items were approved by the San Jose City Council on February 2, 2009.**

1. Accept this report and recommend that Council:
    - a. Approve the proposed Dental Amalgam Program; and
    - b. Direct the City Attorney’s Office to draft an ordinance amending Chapter 15.14 of the San Jose Municipal Code to regulate dental practices under a Dental Wastewater Permit and require the installation of amalgam separators and implementation of Best Management Practices.
  
  2. Accept this report and recommend that Council direct the City Attorney’s Office to draft an ordinance amending Chapter 15.14 of the San José Municipal Code to require that:
    - a. Food service establishment operators periodically pump, clean and maintain grease removal devices and keep maintenance site for three years; collect yellow grease for recycling; install grease removal devices where there has been a sanitary sewer overflow or blockage; and remove food grinders under circumstances; and;
    - b. Property owners be responsible for operation and maintenance of any shared grease interceptor serving multiple food service establishments.
- records on-  
specified

Motion by Committee Member Mahan and seconded by Committee Member Yeager to accept Items 6.E.1 & 2.

7. MISCELLANEOUS

- A. The next TPAC meeting will be Thursday, March 12, 2009, at 4:30 p.m. City Hall, Environmental Services, 10<sup>th</sup> Floor, Room 1047.

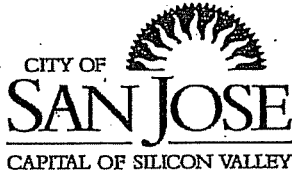
8. PUBLIC COMMENT

David Wall submitted a memo and thanked Curtis Harrison for his years of contributions to the Treatment Plant Advisory Committee.

10. ADJOURNMENT

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

Chuck Reed, Chair  
Treatment Plant Advisory Committee



# Memorandum

**TO:** TRANSPORTATION &  
ENVIRONMENT COMMITTEE

**FROM:** John Stufflebean

**SUBJECT:** PLANT MASTER PLAN  
UPDATE – March 2009

**DATE:** 02-13-09

Approved

Date

2/16/09

## RECOMMENDATION

Accept this progress report highlighting activities since September 2008 on the Master Plan for the San Jose/Santa Clara Water Pollution Control Plant (Plant).

## OUTCOME

Acceptance of this report will allow staff to continue on course with the planned Plant Master Plan activities. These activities include development and analysis of technical and land use options and public and stakeholder outreach through 2009.

## BACKGROUND

In November 2008, the Environmental Services Department (ESD) embarked on a three-year process to develop a 30-year Master Plan for the Plant, which serves 1.4 million people and 16,000 businesses across eight cities and unincorporated pockets within or near those cities. The cities include San José, Santa Clara, Milpitas, Cupertino, Los Gatos, Saratoga, Campbell, and Monte Sereno. The plan aims to chart a course to continue the Plant's success in protecting the public health and environment and supporting the region's economy. It will address the infrastructure needs of the 52-year old facility as well as odor control issues, flood protection, new regulations, and possible land uses for the Plant's 2,600-acre property.

The Plant Master Plan process integrates the following three aspects:

- 1) Technical options evaluation – to identify and consider newer, greener technologies for treating wastewater.
- 2) Land use scenario evaluation – to conduct a site analysis as a basis for considering various scenarios for future uses of the Plant lands.
- 3) Community and stakeholder engagement – to obtain community and stakeholder input into the Master Plan process.

**ANALYSIS**

Since staff last reported to the T&E Committee on the Master Plan in September 2008, the project team has completed the following activities:

***Established Goals***

Through a series of workshops and internal staff meetings, City staff and the consultant team, led by Carollo Engineers, have crafted the goals for the Plant Master Plan. These goals, depicted in the table below, guide the formation of metrics and performance measures that will be used to evaluate the technical options and land use scenarios.

As a foundation, all options and scenarios developed in the master planning process must:

- 1) Be technically feasible
- 2) Satisfy all federal, state, and local regulatory requirements
- 3) Protect public health and safety

<b>Goals</b>	
<b>Operational</b>	Result in a reliable Plant that can flexibly respond to changing conditions
<b>Environmental</b>	Improve habitat and minimize impacts to the local and global environment
<b>Social</b>	Maximize community benefits through improved aesthetics and integrated land uses.
<b>Economical</b>	Maximize economic benefits for customers by determining cost effective operational and land use options

***Continued Technical Evaluation & Conducted a Workshop***

Evaluating technology options for wastewater and solids treatment at the Plant has consisted of the following three elements:

- 1) Data collection and analysis of the last 10 years worth of data on wastewater flows, pollutant loads, and recycled water use
- 2) Development of projections for future treatment needs based on population projections, upcoming regulations, and water conservation strategies
- 3) Validation of the data analysis by experts

City staff and the consultant team have been working together over the last year on the first two elements (data and projections). This technical evaluation process will continue through the next several months to develop the technical options for wastewater treatment. An early validation of this effort was performed by an independent Technical Advisory Group (TAG). TAG is composed of eight wastewater industry experts with backgrounds in liquids and solids treatment,



energy efficiency, constructed wetlands, and regulations. This group also includes Mr. Bruce Wolfe, Executive Officer of the San Francisco Bay Regional Water Quality Control Board, which regulates the Plant's discharge. The TAG will meet periodically throughout the master planning process to continue guiding the technical evaluation process.

TAG's first meeting was a technical workshop held on November 13 and 14, 2008. The group toured the Plant and reviewed the technical analysis on the first day. On the second day, with an audience of staff from the Plant and tributary agencies, TAG discussed general planning principles and projections, ideas for liquids and solids treatment, and considerations for future land uses. Highlights of this discussion included:

Planning Principles and Projections:

- Affirmation of the overall current direction of the Master Plan technical analysis
- Recommendation that future planning and projections include upstream efforts such as water conservation, water recycling, stormwater management, and collection system planning
- Projection that future capital project triggers at the Plant are more likely to be driven by the need to rehabilitate and to treat for more stringent regulations
- Emphasis that water conservation, pollution prevention and public education are essential sustainable practices to wastewater treatment

Liquids and Solids Treatment:

- Challenging the project team to consider alternative beneficial uses for wastewater and biosolids, after treatment.
- Confirmation that higher energy generation potential exists at the Plant by accepting additional wastes such as food waste and grease into the Plant's digesters
- Direction to the project team to consider alternatives to the current solar drying of solids, such as greenhouses or thermal treatment
- Recommendation to consider finer screening of the influent flows and alternative disinfection processes

Site Considerations:

- Recommendation to consider aesthetics for the site through architectural designs as well as water features
- Highlight and refocus the project team to consider the Plant's unique location on the shoreline of the South Bay and consider potential for restoration to natural conditions and plan for sea level rise

***Conducted a Site Analysis & Land Use Workshop***

City staff and the consultant team have been working together to collect data for enabling a thorough site analysis that can be the basis of various land use scenarios. The teams sub consultants, Skidmore, Owings, and Merrill (SOM) and Hargreaves and Associates—known for their expertise in land use planning, architecture, and landscape architecture—developed a site analysis with consideration of wind and sun direction, hydrology, sea level projections, traffic, habitat issues, surrounding development, and projected needs for employment lands and parks.

Using this data they presented land use and water flow concepts for launching group discussions at a Land Use Workshop. Held on January 30, 2009, this workshop gathered together staff from various City departments with interests in the Plant lands and staff from the tributary agencies and Water District to bring individual perspectives to bear on the conceptual scenarios. In small groups, attendees discussed possible types of economic development, recreational uses, shoreline access, trails, environmental protection, and neighborhood and regional concerns and benefits.

Results of the group input are currently being summarized. This input, and input from an upcoming community workshop, will be used by the consultant team to further develop and analyze land use scenarios over the next year.

#### ***Continued Public and Stakeholder Outreach Activities***

The outreach strategy that dovetails with the Plant Master Plan development aims to raise public awareness of the Plant's important role and to secure the ratepayer and stakeholder participation that results in a robust plan that truly reflects community values and achieves community support. Progress on the various elements of the outreach strategy is as follows:

#### **To support strategy formation and evaluation:**

- ***Baseline Survey:*** A baseline survey to determine current public awareness of the Plant and to gain some measurement of public values was conducted in August 2008. Surveys at the midpoint and endpoint of the master planning process also are planned to measure changes in public perception and values as a result of the public outreach associated with the Master Plan process. Survey highlights are provided in the attached information memo (Attachment A).

#### **To raise public awareness:**

- ***Plant Tours:*** Free tours of the Plant have been a key tactic to build public awareness of the need for the Master Plan. In 2008, about 3,800 residents toured the Plant, and there is already a wait list of more than 400 for the spring 2009 tours. With the development of broad master plan scenarios soon to be accomplished, a presentation of these can be incorporated in the tours, enabling more specific feedback on those scenarios
- ***Website:*** Staff are currently engaged in developing a website specifically on the Plant Master Plan and anticipate launching this site by early spring 2009.

#### **To engage ratepayers and stakeholders:**

- ***Community Advisory Group (CAG):*** The 18-member Community Advisory Group has toured the Plant and held two orientation sessions. At a November 27, 2008 orientation, staff provided an overview of the Plant Master Plan project. At the second orientation on January 24, 2009, CAG members actively participated in a "meet-the-neighbors" tour of Alviso, the Don Edwards San Francisco Bay National Wildlife Refuge, Milpitas, and neighboring properties. This helped CAG members gain understanding of the surrounding lands and implications of future land use decisions.
- ***Stakeholder Tours and Speakers Bureau:*** In Fall 2008, staff sent a formal announcement of the Plant Master Plan process with an invitation to tour the Plant to 60 key stakeholder groups that included regulatory agencies, the Water District, and environmental and civic

groups. Staff offered presentations to stakeholders who were unable to attend a tour and held speaker's bureau engagements as well. The following groups attended the tours and/or the speakers bureau engagements:

- o Santa Clara Valley Water District
- o Audubon Society
- o Silicon Valley Leadership
- o Committee for Green Foothills
- o Yahoo
- o Clean Water Action
- o Santa Clara County Parks
- o South Bay Salt Pond Restoration Project
- o San Francisco Bay Regional Water Quality control board
- o Environmental Protection Agency (EPA)
- o Association of Bay Area Government (ABAG)
- o Baykeeper
- o Alviso Collaborative

This early outreach was critical in getting to know stakeholders' issues of concern and to promote the upcoming public workshops as a key opportunity to give input in the process.

To build community relations:

- Alviso Community Relations: Alviso is one of the Plant's closest neighbors and will be directly affected by the Master Plan outcomes. In 2008, staff continued to participate in the Alviso Collaborative, which includes Water District staff and community leaders who are addressing a wide range of water and land use concerns in Alviso. The Plant also sponsored a book drive to support the Santa Visits Alviso Foundation; more than 400 books were provided to the December 13, 2008 Santa event. In addition, staff provided a wastewater treatment display that day and bilingual staff reported conducting more than 100 conversations in Spanish at the event.
- Milpitas Community Relations: The City of Milpitas also has neighborhoods and business developments adjacent to the Plant property that will be directly affected by Master Plan outcomes, particularly with regard to odor control. Two Milpitas representatives are active CAG participants, and helped lead the January 2009 CAG tour through Milpitas areas closest to the Plant. Staff also met with Milpitas staff in preparation for the Land Use Workshop.

Next Steps

Building on the above activities, the next steps in the Plant Master Plan process include:

- Elected Official Presentations. Presentations to the tributary city councils and to boards of the sanitary districts are being scheduled for 2009; the first such presentation is scheduled March 17, 2009 with the Milpitas City Council. Tours for elected officials, specifically targeting newly elected officials, are also being planned.
- Business Community and Stakeholder Tours. Special tours are being scheduled for chambers of commerce and other business leaders in 2009.

- Regulatory and Resource Agency Input. Staff will continue to host meetings with regulatory and resource agencies to obtain input on land use scenarios and potential regulatory issues related to both the technical and land use elements.
- Community Workshops. A series of community workshops are planned during the three-year process. The first Community Workshop is slated for this spring, and will solicit public input on the early development of Plant Master Plan scenarios. These workshops will include Spanish and Vietnamese translation services.
- Development of Technical and Land Use Alternatives. Based on the input received at the technical and land use workshops as well as the community workshop and stakeholder outreach, the consultant team will assist in the development of technical options and land use alternatives over the course of 2009.

With these steps completed and the first round of community and stakeholder input gathered, the Plant Master Plan process will continue to the next phase: Staff will work to refine the Master Plan vision that reflects input from all stakeholders and narrow the scenarios for a second round of public input and stakeholder engagement.

#### EVALUATION AND FOLLOW UP

The communications strategy for the Plant Master Plan includes a number of performance measures for tour/workshop attendance and survey percentages indicating satisfaction with the participation process. Goals for tours and stakeholder engagement in 2008 have been met or surpassed; given the surprising popularity of the Plant tours, new target goals are being developed for outreach in 2009. Staff will provide another progress report to T&E in May 2009. Each progress report will include communications and outreach activities.

#### PUBLIC OUTREACH/INTEREST

- Criteria 1:** Requires Council action on the use of public funds equal to \$1 million or greater. **(Required: Website Posting)**
- Criteria 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**
- Criteria 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

Engaging the general public and the many stakeholder groups is an essential component to developing the Plant Master Plan. The communications strategy for the Plant Master Plan was developed by City staff with input from the Master Plan Steering Committee and the Plant's

Technical Advisory Committee. The tributary-wide Public Outreach Working Group, composed of staff from the cities and sanitation districts, has been giving input on the public outreach strategy since December 2007. The Community Advisory Group, will be used as an active sounding board for gauging community support and providing input for the Plant Master Plan.

### COORDINATION

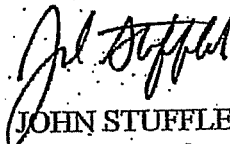
This report has been coordinated with the Attorney's Office and is scheduled to be reported at the March 2009 Treatment Plant Advisory Committee.

### FISCAL/POLICY ALIGNMENT

This item is consistent with Council approved Budget Strategy Memo General Principle #2, "We must focus on protecting our vital core City services."

### CEQA

Not a Project.

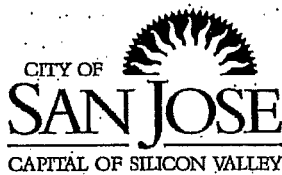


JOHN STUFFLEBEAN  
Director, Environmental Services

For questions, please contact Bhavani Yerrapotu, Division Manager, Technical Support Services, at 945-5321.

### Attachments:

A - Baseline Survey Information Memo



Attachment A

SENT TO COUNCIL: Distributed on:

DEC 01 2008

by City Manager's Office  
*Memorandum*

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** John Stufflebean

**SUBJECT:** PLANT MASTER PLAN –  
BASELINE SURVEY RESULTS

**DATE:** 11-24-08

Approved

Date

11/30/08

### INFORMATION

In August 2008, as part of the early public outreach strategy associated with the Master Plan for the San Jose/Santa Clara Water Pollution Control Plant (Plant), staff used professional services to conduct a baseline telephone survey of 1,200 residents across the eight cities of the Plant service area. Survey questions were developed to a) ascertain current levels of knowledge about the Plant and its functions, b) assess attitudes about sewage fees, and c) explore values about possible Master Plan proposals for the Plant's bufferlands.

The survey report written by Goodwin Simon Victoria Research is attached and provides demographic analysis of responses to each question as well as comparison of responses by city. The highlights of the survey findings are as follows:

#### **Highlights of Findings**

##### **1. Residents Show Concern for Bay Water Quality but Lack An Understanding of Needs at the Plant**

Respondents were first asked to consider the seriousness of the Plant's condition along with three Bay water quality issues. These issues are juxtaposed with four other commonly understood urban issues—traffic, crime, education, and drought—to lend context to the ratings. Traffic, drought, and education stood out as the top three issues that a large majority of people (79%, 70%, and 66% respectively) rated as a very or somewhat serious problem. But close behind these were the three Bay water quality issues—pollution of the Bay, accumulation of toxics in food/water, and condition of salt marsh habitat—garnering ratings of 63%, 58%, and 57% respectively as very or somewhat serious concerns.

This expressed concern for Bay water quality did not earn a commensurate concern for the Plant's condition. Roughly one in four residents (28%) ranked the Plant's condition as either very or somewhat serious. This is not unexpected as infrastructure problems at the Plant have not

yet been widely publicized. In the next set of questions, we also learned that a large number of people are unclear on the role the Plant plays in protecting Bay water quality.

Across the service area, we see that Cupertino residents tend to express somewhat more concern about pollution in the Bay than residents in other cities. People closest to the Plant tend to express more concern about the Plant's condition.

## **2. Roughly Half of Public Lacks Understanding of Two Sewer Systems; Polluting Behaviors are Occurring**

Many residents incorrectly answered simple questions about the local sanitary and storm drain systems (Questions #3 and #4). About 40% did not know where water from their bathtubs, sinks, and toilets goes; about 40% thought storm drain water goes into the sanitary sewer system; and 50% were unsure if sewage from their home was treated. Later in the survey (Question #27), residents were asked about what they flush down toilets and sinks. Fully 9% told us that in 2007, they emptied medicines down the sink or toilet; 7% said they put paint down a sink or toilet; and 1% said they put motor oil or anti-freeze in the sink or toilet.

## **3. About 1 in 5 Are Aware of Plant; Relations With Neighbors Appear Okay**

About 1 in 5 respondents knew the Plant's general location (Question #6). Similarly, about 1 in 5 knew that the Plant discharges into the Bay (Question #14). This is not unexpected, given the Plant's rare appearance in the news and its isolated location. Interestingly, a much higher percentage of respondents (41%) seem to think the Plant is a good neighbor and only 13% considered the Plant to be a bad neighbor (Question #12).

## **4. Residents Give Spill Prevention Top Priority**

Concern for Bay water quality was again expressed when residents were asked to rate the priority of a variety of issues for inclusion in the Plant Master Plan (Question #19). Of the 13 issues posed, "preventing sewage spills" elicited the greatest response, ranked by 83% of residents as deserving high priority. It should be noted that at this point in the survey, respondents were told more about the Plant, its aging infrastructure, and that the facility discharges into the Bay. It appears that with understanding of the Plant's role, the public connects the issue of aging infrastructure and their concern over sewage spills. The following is a consolidated list of priorities that garnered at least a majority rating:

1. Preventing sewage spills - 83%
2. Increasing Plant capacity (to reduce backups or accommodate population growth) - 80%
3. Reducing odors to protect neighbors - 80%
4. Making sure Plant has greenest technology or is energy efficient - 79%
5. Recycling treated water - 78%
6. Protecting habitat around Plant - 73%
7. Protecting Plant from rise in sea level - 62%

HONORABLE MAYOR AND CITY COUNCIL

11-24-08

Subject: Plant Master Plan – Baseline Survey Results

Page 3

#### **5. Majorities Support Wetlands Protection and Oppose Bufferlands Development**

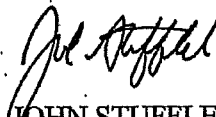
Residents were asked if they would support or oppose six possible uses of the land around the Plant (Question #21). Note that the six options presented to respondents may differ from the land use alternatives that will be posed in the master planning process. Nevertheless, the responses to this question provide some insight into residents' values on land use. Using the land as an environmental preserve to protect wetlands earned the strongest support (65%). Using the land for housing or commercial development earned the strongest opposition (63%). On the point of whether land should be leased or sold, 28% would support and 44% would oppose (with the remainder neutral) selling the land for private development, even if it "reduced the need for future sewage fee increases" (Question #22).

#### **6. Majority Are Unaware How Sewage Fees are Paid But Largely Deem Fees Okay**

In the Plant service area, only residents in Santa Clara and Milpitas pay sewage fees on a regular utility bill, and over 60% of respondents in these cities correctly indicated this payment method (Question #17). Residents in all other cities pay fees on their annual property tax bill, but only 1 in 4 respondents in these cities knew this. Nevertheless, when asked about the amount of the fees (Question #18), roughly half across all cities indicated that the fee amount was about right. The bulk of the other half is unsure about the cost.

#### **Use of Survey Findings**

This information gives Master Plan decision makers a sense of current public understanding and opinion and is helpful to staff in developing outreach tactics and collateral, for both the Plant Master Plan and the outreach efforts of other environmental programs. As the Master Plan progresses, a second survey will be conducted to allow for comparative analysis of the effectiveness of outreach implementation and any changes in public awareness and opinions.

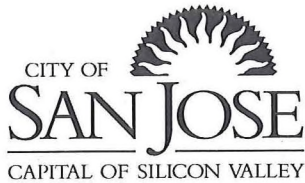


JOHN STUFFLEBEAN  
Director, Environmental Services

If you have any questions, please contact Jennifer Garnett, Communications Manager, Environmental Services, at (408) 535-8554.

Attachment: Findings from Survey on Attitudes Related to Issues Affecting the San Jose/Santa Clara Water Pollution Control Plant





# Memorandum

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** John Stufflebean

**SUBJECT:** SEE BELOW

**DATE:** 02-02-09

Approved

Date

**COUNCIL DISTRICT:** City-Wide

**SUBJECT: APPLICATION OF LIVING WAGE POLICY TO CONTRACTS FOR THE  
WATER POLLUTION CONTROL PLANT**

## RECOMMENDATION

Adopt a resolution amending Resolution No. 68900 to provide that the City of San José Living Wage Policy shall apply to contracts issued for the San Jose/Santa Clara Water Pollution Control Plant.

## OUTCOME

To provide a living wage for workers employed under service contracts at the Water Pollution Control Plant.

## BACKGROUND

On June 8, 1999, the City Council adopted the City's Living Wage Policy. The Living Wage Policy provides a wage floor for various services including, but not limited to automotive repair and maintenance, security, pest control, janitorial, custodial and moving services. Additionally, the policy prescribes that contract employees for these services be provided with or able to afford health insurance, have reasonable time off, and not be subject to layoff merely because the City changes contractors. However, the current Policy exempts contracts which involve programs where the City shares management authority with other jurisdictions such as the San Jose/Santa Clara Water Pollution Control Plant unless the participating agencies agree.

On September 16, 2008, Council, as part of the approval of a one-year contract for security guard services at the Water Pollution Control Plant (Plant), directed staff to engage in discussions with

the Treatment Plant Advisory Committee (TPAC) to seek approval of extending the City of San José Living Wage Policy to contracts issued by the Plant.

**ANALYSIS**

As discussed above, the Living Wage Policy applies to various services. Currently, the Plant contracts for two services (custodial and security guards) covered by the City’s Living Wage Policy. The table below describes these services, the current contract amount, the term of the contracts, and the hourly wage rate paid to workers. Additionally, staff has confirmed that these contractors are currently providing health insurance benefits.

Service	Annual Contract Amount	Term of Contract	Hourly Wage Rate	
			Current (includes health benefits)	Living Wage w/ Health Provided
Custodial Services	\$126,000	4/1/07 – 3/31/12	\$13.91	\$12.83
Security Guard Services	\$188,000	10/1/08 - 9/30/09	\$11.00	\$12.83

Currently, the custodial services contractor is paying more than living wage while the Security Guard Services contractor is paying \$1.83 per hour below living wage. Based on the above analysis, after completion of a competitive Request for Proposal process, staff expects that Council approval of extending the Living Wage Policy to services contracted for the Plant would potentially increase the cost for providing such services. This potential higher wage increase may be balanced with an expected reduction in contractor staff turnover and a higher consistency in performance of the service.

**EVALUATION AND FOLLOW-UP**

This memorandum will not require any further follow-up from staff.

**POLICY ALTERNATIVES**

**Alternative #1:** Do not extend the Living Wage Policy to services contracted for the Water Pollution Control Plant.

**Pros:** Maintains lower cost for the service.

**Cons:** Does not ensure a living wage floor.

**Reason for not recommending:** In general, contracts with a living wage policy experience less turnover of staff and a higher consistency of service. Application of the Living Wage Policy should thus enhance protection of WPCP facilities, City employees, and the public.

### **PUBLIC OUTREACH/INTEREST**

- Criterion 1:** Requires Council action on the use of public funds equal to \$1 million or greater. **(Required: Website Posting)**
- Criterion 2:** Adoption of a new or revised policy that may have implications for public health, safety, quality of life, or financial/economic vitality of the City. **(Required: E-mail and Website Posting)**
- Criterion 3:** Consideration of proposed changes to service delivery, programs, staffing that may have impacts to community services and have been identified by staff, Council or a Community group that requires special outreach. **(Required: E-mail, Website Posting, Community Meetings, Notice in appropriate newspapers)**

While this requirement does not meet any of the above criteria, this memorandum will be posted on the City's website for the February 24, 2009 Council agenda. On February 12, 2009, the Treatment Plant Advisory Committee considered this recommendation.

### **COORDINATION**

This memorandum was coordinated with the Finance Department, the Department of Public Works/Office of Equality Assurance, the City Manager's Budget Office, and the City Attorney's Office.

### **FISCAL/POLICY ALIGNMENT**

This Council item is consistent with Council approved Budget Strategy Memo General Principle #2: "We must focus on protecting our vital core City services."

### **COST SUMMARY/IMPLICATIONS**

This recommendation may result in higher costs for services covered by the City's Living Wage Policy at the Water Pollution Control Plant.

HONORABLE MAYOR AND CITY COUNCIL

02-02-09

**Subject: Application of Living Wage Policy to Contracts for WPCP**

Page 4

**CEQA**

Not a project.



JOHN STUFFLEBEAN

Director, Environmental Services

For questions, please contact John Stufflebean, Director, at 408-535-8560.