

**DRAFT**  
**MINUTES OF THE**  
**SAN JOSÉ/SANTA CLARA**  
**TREATMENT PLANT ADVISORY COMMITTEE**  
City Hall, Environmental Services, 10<sup>th</sup> Floor, Room 1047  
Thursday, April 8, 2010 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 (Vice Chair), Kevin Moore, Patricia Mahan, Madison Nguyen, John Gatto, Ken Yeager, Nora Campos.

Staff present: Monica Perras, Dale Ihrke, John Stufflebean, Mollie Dent, Bhavani Yerrapotu, Mansour Nasser, Matt Krupp, Erick Hansen.

Others present: Kathleen Phalen (City of Milpitas), Steve Machida (Cupertino Sanitary District), Robert Reid (West Valley Sanitation District), Alan Kurotori, (City of Santa Clara), David Wall (San José City Resident) John Ryan (CH2MHill).

**2. APPROVAL OF MINUTES**

A. Minutes of February 25, 2010.

Item 2.A was approved unanimously.

**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.

Item 5.A was approved unanimously.

**6. AGREEMENTS**

A. Technical Committee Recommendation (Handout)

Item 6.A was approved unanimously.

B. Action Item – TPAC Recommendation for Approval Requested -Plant Master

**Item scheduled to be considered by the San Jose City Council on April 20, 2010:**

1. Accept this progress report highlighting activities since December 2009 on the master plan for the San José/Santa Clara Water Pollution Control Plant (Plant) and recommend that this progress report be placed on the April 20, 2010 Council Agenda for discussion.

Motion by Committee member Gatto, second by Committee member Yeager to recommend Item 6.B.1 for Council consideration.

C. Action Item – TPAC Recommendation for Approval Requested – San Jose State University Recycled Water Project

**Items scheduled to be approved by the San Jose City Council on April 20, 2010:**

1. Adopt a resolution making findings from the San José State EIR for on campus recycled water project improvements (PP10-006) in conformance with CEQA Guidelines, Sections 15091 and 15093.
2. Adopt a resolution authorizing the City Manager to negotiate and execute an agreement with San Jose State University for services related to construction of recycled water facilities at a total cost to the City not to exceed Four Hundred Twenty-Two Thousand Dollars (\$422,000).  
**To be heard with Items 6.D.1&2 and 6.E.1.**

Motion by Committee member Mahan, second by Committee member Livengood to recommend Items 6.C.1&2 for Council approval.

D. Action Item – TPAC Recommendation for Approval Requested – South Bay Water Recycling Phase 1C Facilities

**Items scheduled to be approved by the San Jose City Council on April 20, 2010:**

1. Adopt a resolution authorizing the City Manager to negotiate and execute an agreement with U.S. Bureau of Reclamation to accept \$6.460 million in grant funds, of which \$6.310 million will be for design and construction of South Bay Water Recycling Phase 1C facilities, and \$150,000 will be retained by the Bureau of Reclamation for administrative and other costs.
2. Adopt the following Appropriation Ordinance and Funding Sources Resolution amendments in the San José-Santa Clara Treatment Plant Capital Fund:

- a. Establish an estimate for Recovery Act – Federal Revenue in the amount of \$1,875,000;
- b. Establish an appropriation to the Environmental Services Department for Recovery Act – South Bay Water Recycling Phase IC in the amount of \$6,310,000.
- c. Decrease the appropriation to the Environmental Services Department for Revised South Bay Action Plan - SBWR Extension by \$4,435,000.

**To be heard with Items 6.C.1&2, and 6.E.1**

Motion by Committee member Gatto, second by Committee member Livengood to recommend Items 6.D.1&2(a,b,c) for Council approval.

- E. Action Item – TPAC Recommendation for Approval Requested – Seventh Amendment with City of Santa Clara for South Bay Water Recycling

**Item scheduled to be approved by the San Jose City Council on April 20, 2010:**

1. Adopt a resolution authorizing the City Manager to negotiate and execute the Seventh Amendment to the construction service agreement with City of Santa Clara for the South Bay Water Recycling Program, revising the approved project list, increasing the maximum amount payable by the City of San José by Three Million Fifty Thousand Dollars (\$3,050,000) to a total maximum amount not to exceed Thirty-three Million Four Hundred and Fifty Thousand Dollars (\$33,450,000).

**To be heard with Item 6.C.1&2 and 6.D.1&2**

Motion by Committee member Campos, second by Committee member Moore to recommend Item 6.E.1 for Council approval.

- F. Action Item – TPAC Recommendation for Approval Requested – Electric Storage Bid Award

**Item scheduled to be approved by the San Jose City Council on April 20, 2010:**

1. Report on bids and award of construction contract for the project ELECTRIC CART STORAGE to the lowest responsive bidder, R.A.N. Electric, Inc., in the amount of \$138,000, and approval of a contingency in the amount of \$13,800.

Motion by Committee member Gatto, second by Committee member Yeager to recommend Item 6.F.1 for Council approval.

G. Action Item – TPAC Recommendation for Approval Requested – Valve Replacement Project

**Item scheduled to be approved by the San Jose City Council on April 20, 2010:**

1. Report on bids and award of construction contract for the RAS & SS VALVE REPLACEMENT PROJECT SECONDARY – TUNNEL BATTERY B (B-1 THRU B-6) to the low bidder, Anderson Pacific Engineering Construction, Inc., in the amount of \$587,000, and approval of a contingency in the amount of \$58,700.

Motion by Committee member Gatto, second by Committee member Moore to recommend accept Item 6.G.1 for Council approval.

7. STATUS OF ITEMS PREVIOUSLY APPROVED BY TPAC

The following items were approved by the San Jose City Council on March 2, 2010

Filter Rehabilitation

1. Reject all bids for the San José/Santa Clara Water Pollution Control Plant, Filter Rehabilitation, FY 2009/2010 project.
2. Adopt a resolution authorizing the City Manager or her designee to:
  - (a) Award the contract for the San José/Santa Clara Water Pollution Control Plant, Filter Rehabilitation, FY 2009/2010 project to the lowest responsive and responsible bidder in an amount not to exceed \$300,000 and approval of a 10% construction contingency, subject to the concurrence of the Treatment Plant Advisory Committee; and
  - (b) Decide any timely bid protest(s), make the City's final determination as to the lowest responsive and responsible bidder, or to reject all bids and re-bid the project.

Advanced Water Treatment Facility

1. Adopt a resolution approving the Santa Clara Valley Water District "Mitigated Negative Declaration for Advanced Water Treatment Facility (AWTF)" and direction to City staff to implement the mitigation measures identified in the Mitigated Negative Declaration as applicable to City activities related to the AWTF.
2. Adopt a resolution authorizing the City Manager or designee to (1) award the "Contract for AWTF Early Earthworks" to the lowest responsive and responsible bidder and to establish a ten percent (10%) construction contingency, in an amount, including the contract award plus contingency, not to exceed \$2 million; and (2) decide any timely protest(s), make the City's final determinations to the lowest responsive and responsible bidder, or to reject all bids and rebid the project.

3. Approve “Agreement Between the City of San José and the Santa Clara Valley Water District for Integration of Facilities and Programs for the Use of Recycled Water in Santa Clara County” to promote cooperation between City and District related to the management and operation of their respective recycled water facilities for a term of forty years at an initial cost to the City not to exceed \$11 million (including the cost of the AWTF Earthwork contract) and an ongoing net cost to City of not to exceed \$2 million per year.
4. Approve “Ground Lease and Property Use Agreement By and Between the City of San José and the Santa Clara Valley Water District for Advanced Water Treatment Facility” for a term of forty years to allow the District to construct and operate an AWTF on approximately five (5) acres of property located at the San José/Santa Clara Water Pollution Control Plant and to use other Plant property to connect the AWTF to the Plant.

Report on Item 7 approved unanimously

7. **MISCELLANEOUS**

- A. The next TPAC was announced for May 13, 2010 at 4:30 p.m. City Hall, Environmental Services, 10<sup>th</sup> Floor, Room 1047.

8. **PUBLIC COMMENT**

- A. David Wall submitted a speaker card supporting strengthening JPA’s.

10. **ADJOURNMENT**

- A. The Treatment Plant Advisory Committee adjourned at 4:55 p.m.

Chuck Reed, Chair  
Treatment Plant Advisory Committee