

**MINUTES OF THE
SAN JOSE/SANTA CLARA
TREATMENT PLANT ADVISORY COMMITTEE**
City Hall, Council Chambers
Thursday, June 11, 2015 at 4:30 p.m.

1. ROLL CALL

Minutes of the Treatment Plant Advisory Committee convened this date at 4:32 p.m. Roll call was taken, with the following members in attendance:

Chair: Jamie Matthews; **Committee members:** Pierluigi Oliverio, Margie Matthews, Jose Esteves, John Gatto, Pat Kolstad, Teri Killgore, Steven Leonardis

Absent: Sam Liccardo, Dave Sykes

2. APPROVAL OF MINUTES

A. May 14, 2015

Item 2.A was approved to note and file.

Ayes – 9 (J. Matthews, Oliverio, M. Matthews, Esteves, Gatto, Kolstad, Killgore, Leonardis)

Nays – 0

3. UNFINISHED BUSINESS/REQUEST FOR DEFERRALS

4. DIRECTORS REPORT

- A. Directors Report (verbal)
- Monthly Progress Report

5. AGREEMENTS/ACTION ITEMS

- A. Execute a Purchase Order with Carbon Activated Corp.

Staff Recommendation:

1. Report on bids for Filter Media Replacement and Under-Drain Tile Repair Services and authorize the City Manager to execute a Purchase Order with Carbon Activated Corp. (Compton, CA) for filter media replacement and under-drain repair tile services at the San Jose/Santa Clara Regional Wastewater Facility (RWF) for the initial term of July 15, 2015 through September 15, 2015, in an amount not to exceed \$311,775.
2. Approve a contingency of \$31,178 to execute change orders to cover any unforeseen changes or requirement that may arise during completion of services.

On a motion by Committee Member John Gatto and a second by Committee Member M. Matthews, TPAC unanimously approved to adopt the staff recommendation for item 5.A.

Ayes – 9 (J. Matthews, Oliverio, M. Matthews, Esteves, Gatto, Kolstad, Killgore, Leonardis)

Nays - 0

The proposed Purchase Order is scheduled for Council consideration on June 23, 2015.

B. Agreement with San Francisco Bay Wildlife Society, Fiscal Agent for Don Edwards San Francisco Bay National Wildlife Refuge

Staff Recommendation:

- a. Authorize the City Manager to negotiate and execute an agreement with the San Francisco Bay Wildlife Society, which is the fiscal agent for the Don Edwards San Francisco Bay National Wildlife Refuge, for the purpose of providing public education about water quality, pollution prevention, and protection of water dependent ecosystems.
- b. Approve funding of up to \$130,000 for year one from July 1, 2015 through June 30, 2016, with two one-year options for renewal ending June 30, 2018, for a maximum not to exceed amount of \$390,000 over three years.

On a motion by Committee Member John Gatto and a second by Committee Member Margie Matthews, TPAC unanimously approved to adopt the staff recommendation for item 5.B.

Ayes – 9 (J. Matthews, Oliverio, M. Matthews, Esteves, Gatto, Kolstad, Killgore, Leonardis)

Nays - 0

The proposed Contract Change Order is scheduled for Council consideration on June 23, 2015.

C. Contract Change Order No. 2 for 6835 – Handrail Replacement – Phase V Project

Staff Recommendation: Approve a contract change order for a credit to the project of \$109,124, and extend the project completion date from August 12, 2014 to August 31, 2015 (257 additional working days)

On a motion by Committee Member John Gatto and a second by Committee Member M. Matthews, TPAC unanimously approved to adopt the staff recommendation for item 5.C.

Ayes – 9 (J. Matthews, Oliverio, M. Matthews, Esteves, Gatto, Kolstad, Killgore, Leonardis)

Ayes – 9 (J. Matthews, Oliverio, M. Matthews, Esteves, Gatto, Kolstad, Killgore, Leonardis)

Nays - 0

The proposed Contract Change Order is scheduled for Council consideration on June 16, 2015.

D. Contract Change Order Authorization and Construction Contingency Increase for the “7100-Digester Gas Compressor Upgrade Design-Build Project” at the San Jose-Santa Clara Regional Wastewater Facility

Staff Recommendation:

1. Approve a \$565,800 increase to the construction contingency amount of \$1,131,600 for a revised total contingency amount of \$1,697,400 and increasing the contract not-to-exceed amount from \$12,447,600 to a total revised contract amount not-to-exceed \$13,013,400.
2. Adopt a resolution authorizing the Director of Public Works to:
 - (a) Negotiate and execute Contract Change Order No. 8 (CCO8) with Anderson Pacific Engineering Construction, Inc. for the 7100-Digester Gas Compressor Upgrade Design-Build Project (“Project”) in the amount of \$358,616; and
 - (b) Negotiate and execute one or more change orders in excess of \$100,000 for the remaining duration of the Project, not to exceed the revised total contingency amount approved for the Project ; and
 - (c) Negotiate and execute one or more change orders extending the project completion date from June 22, 2016 to March 19, 2017 for a total of 270 days beyond the original contract completion date of June 22, 2016.

On a motion by Committee Member Margie Matthews and a second by Committee Member Jose Esteves, TPAC unanimously approved to adopt the staff recommendation for item 5.D.

Ayes – 9 (J. Matthews, Oliverio, M. Matthews, Esteves, Gatto, Kolstad, Killgore, Leonardis)

Nays - 0

The proposed Contract Change Order is scheduled for Council consideration on June 23, 2015.

On a motion by Committee Member John Gatto and a second by Committee Member M. Matthews, TPAC unanimously approved to adopt the staff recommendation for item 5.A.

Ayes – 9 (J. Matthews, Oliverio, M. Matthews, Esteves, Gatto, Kolstad, Killgore, Leonardis)

David Wall spoke on this item.

6. **OTHER BUSINESS/CORRESPONDENCE**

7. **STATUS OF ITEMS PREVIOUSLY RECOMMENDED FOR APPROVAL BY TPAC**

A. **Biosolids Transition Strategy**

Staff Recommendation: Accept the following staff recommendations on the Biosolids Transition Strategy for the San José-Santa Clara Regional Wastewater Facility:

- a. Near-term recommendations:
 1. Proceed with implementation of the Digested Sludge Dewatering Facility and the Lagoon and Drying Bed Retirement projects as shown in the 2015-2016 Proposed Capital Budgets and 2016-2020 Capital Improvement Program.
 2. Locate the Digested Sludge Dewatering Facility at Site A.
 3. Direct staff to bring back recommendations on the size and makeup of the Biosolids Management Team (BMT) for City Council consideration as part of the annual budget process for 2016-2017.
- b. Long-term recommendations:
 1. Implement any future on-site processing facilities considering conditions at the time including starting small with pilots, demonstrations, and phasing and potentially participating in regional facilities and emerging technologies.

TPAC Referral: Staff to analyze options relating to a Community Facilities District; including analysis under Proposition 218, whether we have any risk in putting burdens on rate payers who live outside of the odor impact area.

The proposed Strategy was heard and approved by Council on June 2, 2015.

David Wall spoke against this item

B. San José – Santa Clara Regional Wastewater Facility Ten-Year Funding Strategy

Staff Recommendation:

1. Accept the staff report on the San José – Santa Clara Regional Wastewater Facility (RWF) Ten-Year Funding Strategy.
2. Approve staff recommendation to have all agencies contribute to a 60 day operating reserve beginning in FY 2016-17; direct staff to continue to work with all agencies on optimal reserve levels for operating purposes.
3. Direct staff to pursue State Revolving Fund loans for RWF capital improvement projects to the maximum extent possible.
4. Direct staff to continue to work with City of Santa Clara (Santa Clara) and all tributary agencies to confirm participation in a commercial paper program and/or long term revenue bonds through the Clean Water Financing Authority (CWFA), by August 2015.
5. Direct staff to work with Santa Clara and all tributary agencies to amend the 1983 Master Agreement to incorporate terms related to operating reserve contributions, as well as terms related to financing of the RWF improvements through the CWFA.

The proposed Strategy was heard and approved by Council on June 2, 2015.

David Wall spoke against this item.

C. San Jose/Santa Clara Water Pollution Control Plant 2016-2020 Proposed Capital Improvement Program

Staff Recommendation: TPAC approval of the San Jose/Santa Clara Water Pollution Control Plant 2016-2020 Proposed Capital Improvement Program

The San Jose/Santa Clara Water Pollution Control Plant 2016-2020 Proposed Capital Improvement Program is scheduled for Council consideration on June 9, 2015, and for adoption on June 23, 2015.

D. San Jose/Santa Clara Water Pollution Control Plant 2015-2016 Proposed Operating and Maintenance Budget

Staff Recommendation: TPAC approval of the San Jose/Santa Clara Water Pollution Control Plant 2015-2016 Proposed Operating and Maintenance Budget

The San Jose/Santa Clara Water Pollution Control Plant 2015-2016 Proposed Operating and Maintenance Budget is scheduled for Council consideration on June 9, 2015, and for adoption on June 23, 2015.

E. San José – Santa Clara Regional Wastewater Facility Capital Improvement Program Semiannual Status Report

Staff Recommendation: Accept the semiannual status report on the San José-Santa Clara Regional Wastewater Facility Capital Improvement Program (CIP) for the period July through December 2014.

The proposed Status Report was heard and approved by Council on June 2, 2015.

F. Approval of an Amendment for Legal Services Agreement for Regional Wastewater Facility Capital Program

Staff Recommendation: Approve a First Amendment to the legal services contract with Hawkins, Delafield & Wood LLP, to increase the amount of compensation for the initial one-year term in the amount of compensation for each of the two one-year option terms from \$160,000 to \$300,000, subject to appropriation of funds by City Council, for a total contract amount not to exceed \$1,000,000 to support the San José-Santa Clara Regional Wastewater Facility capital improvement program.

The proposed Amendment was heard and approved by Council on May 19, 2015.

8. **REPORTS**

A. Open Purchase Orders Greater Than \$100,000 (including Service Orders)

The attached monthly Procurement and Contract Activity Report summarizes the purchase and contracting of goods with an estimated value between \$100,000 and \$1.08 million and of services between \$100,000 and \$270,000.

Item 8.A was approved to note and file.

Ayes – 9 (J. Matthews, Liccardo, Oliverio, M. Matthews, Esteves, Gatto, Kolstad, Sykes, Leonardis)

9. **MISCELLANEOUS**

The next TPAC meeting is August 13, 2015, at 4:30 p.m. City Hall, Room 1734.

10. **PUBLIC COMMENT**

David Wall spoke on various items.

11. **ADJOURNMENT**

A. The Treatment Plant Advisory Committee adjourned at 4:48 p.m.



Sam Liccardo, Vice Chair
TREATMENT PLANT ADVISORY COMMITTEE

