

**MINUTES OF THE
SAN JOSÉ/SANTA CLARA
TREATMENT PLANT ADVISORY COMMITTEE**

San José City Hall, Virtual
Thursday, May 19, 2022 at 4:00 p.m.

1. ROLL CALL

Minutes of the Treatment Plant Advisory Committee convened this date at 4:02 p.m. Vice Chair Watanabe called the meeting to order and asked for roll call. Roll call was taken with the following members in attendance:

Committee Members: David Cohen, Dev Davis, Kip Harkness, Patrick Kwok, Carmen Montano, Rowena Turner, Kathy Watanabe, Sam Liccardo (4:03 p.m.)

2. APPROVAL OF MINUTES

A. March 10, 2022

Action: On a motion made by Committee Member Davis and a second by Committee Member Montano, TPAC recommended approval of the Minutes:

Ayes - 7 (Cohen, Davis, Kwok, Liccardo, Montano, Turner, Watanabe)

Nays - 0

Abstain – 1 (Harkness)

Absent – 1 (Hardy)

3. UNFINISHED BUSINESS/REQUEST FOR DEFERRALS

4. DIRECTOR'S REPORT

A. Director's Report (verbal)
CIP Quarterly Status Report: January - March 2022

Environmental Services Department Assistant Director Napp Fukuda shared a short video of the May 17th groundbreaking ceremony for the Digested Sludge Dewatering Project, stated that there was no other report this month and reminded the committee that the CIP Quarterly Status Report is posted and in the agenda packet.

5. AGREEMENTS/ACTION ITEMS

A. **Proposed 2022-2023 O&M Budget**

Staff Recommendation:

TPAC approval of the San José-Santa Clara Regional Wastewater Facility
Proposed 2022-2023 Operating & Maintenance Budget.

**The San José-Santa Clara Regional Wastewater Facility Proposed 2022-2023
Operating & Maintenance Budget is scheduled for Council consideration on
June 14, 2022, and adoption on June 21, 2022.**

Assistant Director Napp Fukuda asked Chair Liccardo if staff could make a combined presentation for both agenda items 5. A. and 5. B. Wastewater Operations Deputy Director Amit Mutsuddy presented on item 5. A. and Wastewater CIP Deputy Director Mariana Chavez-Vazquez presented on 5. B. Staff, including presenters, Assistant Director Fukuda and Senior Deputy City Attorney Lynne Lampros responded to questions and statements from Chair Liccardo and Committee Members Kwok, Turner and Montano. At one point Chair Liccardo stated that the Plant Master Plan would have to be on the agenda in order to be discussed. Member of the Public, Dean Stanford, spoke to the restoration plan advocating that the levy around Pond A18 be retained for future park use.

**Action: On a motion made by Committee Member Davis and a second by
Committee Member Watanabe, TPAC recommended approval of item 5. A.**

Ayes - 5 (Cohen, Davis, Harkness, Liccardo, Watanabe)

Nays – 3 (Kwok, Montano, Turner)

Absent – 1 (Hardy)

B. Proposed 2023-2027 CIP

Staff Recommendation:

TPAC approval of the San José-Santa Clara Regional Wastewater Facility
Proposed Five-Year 2023-2027 Capital Improvement Program.

**The San José-Santa Clara Regional Wastewater Facility Proposed Five-Year
2023-2027 Capital Improvement Program is scheduled for Council
consideration on June 14, 2022, and adoption on June 21, 2022.**

**Action: On a motion made by Committee Member Watanabe and a second by
Committee Member Cohen TPAC recommended approval of item 5. B.**

Ayes - 6 (Cohen, Davis, Harkness, Liccardo, Montano, Watanabe)

Nays – 2 (Kwok, Turner)

Absent – 1 (Hardy)

**C. Master Service Agreement with Kimley-Horn and Associates, Inc. for
Engineering Design and Construction Support Services for Legacy Lagoon
Clean Up Phase 2 Project at the San Jose-Santa Clara Regional Wastewater
Facility**

Staff Recommendation:

Approval of consultant Master Service Agreement with Kimley-Horn and Associates, Inc. for engineering design and construction support services for Legacy Lagoon Phase 2 at the San José Santa Clara Regional Wastewater Facility, for a full term through June 30, 2028, and a maximum not to exceed amount of \$3,000,000.00.

This item is scheduled to be heard at City Council on May 24, 2022.

Chair Liccardo noted that since this is related to a regional facility and California Government Code 83408 may apply, he recused himself from this item and asked the Vice Chair to take over. Vice Chair Watanabe presided. Deputy Director, Amit Mutsuddy made a presentation. Staff, including the presenter and Assistant Director Fukuda responded to questions from Committee Members Davis, Kwok, and Turner. Member of the Public, Dean Stanford, spoke about EPA Brownfields Grant Funds being available for clean-up of sites.

Action: On a motion made by Committee Member Kwok and a second by Committee Member Montano, TPAC recommended approval of item 5. C.

Ayes - 6 (Cohen, Davis, Harkness, Kwok, Montano, Watanabe)

Nays - 1 (Turner)

Absent - 1 (Hardy)

Recused - 1 (Liccardo)

D. Amendment to Master Consultant Agreement with CDM Smith for Construction Management and Inspection Services at the San Jose-Santa Clara Regional Wastewater Facility Capital Improvement Program

Staff Recommendation:

Approve the first amendment to the 9438 - Master Consultant Agreement ("Agreement") with CDM Smith, Inc. ("CDM") for construction management and inspection services to alter authorized travel expenses with no increase to the maximum total compensation.

This item is scheduled to be heard at City Council on June 7, 2022.

There were no questions or comments from the Committee or Public.

Action: On a motion made by Committee Member Montano and a second by Committee Member Davis, TPAC recommended approval of item 5. D.

Ayes - 8 (Cohen, Davis, Harkness, Kwok, Liccardo, Montano, Turner, Watanabe)

Nays - 0

Absent - 1 (Hardy)

6. OTHER BUSINESS/CORRESPONDENCE

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

A. **Actions related to Purchase Order for Digester Cleaning and Equipment Services**

Staff Recommendation:

Adopt a resolution authorizing the City Manager to:

- a) Execute a purchase order with Pipe and Plant Solutions, Inc. (Oakland, CA) for digester cleaning and equipment services for an initial twelve-month period, starting on or about March 9, 2022 and ending on or about March 8, 2023 for a not-to exceed amount of \$937,500; and
- b) Exercise up to four (4) additional one-year options to extend the initial term of the purchase order with the last option year ending on or about March 8, 2027, subject to the annual appropriation of funds.

This item was approved by City Council on March 15, 2022.

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

Staff Recommendation:

Approve the semiannual status report on the San José-Santa Clara Regional Wastewater Facility Capital Improvement Program for the period of July through December 2021.

This item was heard at the Transportation and Environment Committee meeting on March 7 and will be included in the Committee report out to City Council for approval.

C. **Report on Bids and Construction Contract for – 8748 Storm Drain System Improvement Project Rebid at the San José – Santa Clara Regional Wastewater Facility**

Staff Recommendation:

Report on bids and award of construction contract to the low bidder, Ranger Pipelines, Inc., in the amount of \$ 6,333,000 for the 8748 - Storm Drain System Improvement Project Rebid and approve a 20 percent construction contingency in the amount of \$1,266,600.

This item was approved by City Council on March 22, 2022.

8. **REPORTS**

- A. Open Purchase Orders Greater Than \$100,000 (including Service Orders)
Monthly Procurement and Contract Activity Reports summarizes the purchase and contracting between \$100,000 and \$1.3 Million for Goods and \$100,000 and \$320,000 for Services.

Open PO Report March – April 2022

Chair Liccardo noted the items in Sections 6. 7. and 8. There were no questions from the Committee or Public.

9. MISCELLANEOUS

- A. The next TPAC Meeting is on **June 9, 2022 at 4:00 p.m.**, Virtual Meeting.

10. OPEN FORUM

Member of the Public, Dean Stanford, spoke to his 10 year effort to save the levy trail and to create a zero emission, active recreation, multi-use park. He urged dialog and collaboration with the California State Parks Department and encouraged looking at funding the recreational use efforts through State of California grants available for this purpose.

11. ADJOURNMENT

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

Sam Liccardo, Chair
TREATMENT PLANT ADVISORY COMMITTEE