


**CITY COUNCIL ACTION REQUEST**

<b>Department(s):</b> Finance	<b>CEQA:</b> Categorically Exempt, File No. ER22-207, CEQA Guidelines Section 15301, Existing Facilities.	<b>Coordination:</b> DOT, CAO, CMO - Budget Office	<b>Dept. Approval:</b> /s/ Julia H. Cooper
<b>Council District(s):</b> Citywide			<b>CMO Approval:</b>  9/13/22

**SUBJECT: PURCHASE ORDER WITH WATERWORKS INDUSTRIES INCORPORATED FOR LAKE MANAGEMENT AND MAINTENANCE SERVICES**

**RECOMMENDATION:**

Adopt a resolution authorizing the City Manager to:

- (a) Execute a purchase order with Waterworks Industries Incorporated (Windsor, CA) for lake management and maintenance services for an initial one-year term, starting on or about October 12, 2022, and ending on or about October 11, 2023, for a not-to exceed amount of \$275,000; and
- (b) Exercise up to four additional one-year options to extend the term of the purchase order with the last option year ending on or about October 11, 2027, subject to the annual appropriation of funds.

Desired Outcome: To ensure the lakes and fountain are maintained using sustainable measures.

**BASIS FOR RECOMMENDATION:**

The Department of Transportation manages maintenance services on three lakes and one fountain within the City’s Community Facilities District 2. Vineyard Lake, Ruby Lake, and Verona Lake are ornamental manmade lakes that also function as urban stormwater retention basins. Maintenance services are required to inspect, treat, identify, and remove artificial nutrient sources from City lake systems; this includes the mixing and aeration of lakes to prevent nuisance odors and fish kills. Corrective measures are applied to abate nuisance conditions (i.e., waterfowl) and manage lake nutrient levels.

A competitive Request for Bid was facilitated by the Finance Department to procure these services. One responsive bid was submitted and no protests were received. The lowest priced, responsive, and responsible bidder did not qualify for the local and small business preference. Staff recommends award to Waterworks Industries Incorporated pursuant to the bidding procedures of the San José Municipal Code, section 4.12.310.B(1). Approval of this recommendation will ensure the lakes and fountain are maintained using sustainable measures.

Climate Smart San José: The recommendation in this memorandum has no effect on Climate Smart San José energy, water, or mobility goals.

Commission Recommendation/Input: There is no commission recommendation or input associated with this action.

Office of Equality Assurance: Prevailing Wage is applicable under this purchase order.

This City Council item is consistent with the City’s 2022-2023 Proposed Budget City Service Areas Delivery Framework: “To provide the community with safe, secure, and efficient surface and air transportation systems that support San José’s livability and economic vitality.”

**COST AND FUNDING SOURCE:**

Fund #	Appn #	Appn Name	Total Appn	Amt. for Recommendation	2022-2023 Proposed Operating Budget Pg.	Last Budget Action (Date, Ord. No)
369	0512	DOT Non-Personal/Equipment	\$1,770,800	\$275,000	745	06/21/2022 30790

**FOR QUESTIONS CONTACT:** Jennifer Cheng, Deputy Director of Finance at [Jennifer.Cheng@sanjoseca.gov](mailto:Jennifer.Cheng@sanjoseca.gov)