

SAN JOSE/SANTA CLARA TREATMENT PLANT ADVISORY COMMITTEE

KATHY WATANABE, CHAIR
DAVID COHEN, VICE CHAIR
DEV DAVIS, MEMBER
KAREN HARDY, MEMBER
KIP HARKNESS, MEMBER

PATRICK KWOK, MEMBER
SAM LICCARDO, MEMBER
CARMEN MONTANO, MEMBER
ROWENA TURNER, MEMBER

REGULAR MEETING AGENDA/TPAC

4:00 p.m.

November 10, 2022

Virtual

*** COVID-19 NOTICE ***

Consistent with AB 361 and City of San Jose Resolution Numbers 80628, 80659, 80685 and 80724, this meeting will not be physically open to the public and the Treatment Plant Advisory Committee Members will be teleconferencing from remote locations.

How to join the virtual TPAC Meeting:

By phone **(888) 475-4499 or (877) 853-5257** Meeting ID: **915 0854 1897**

By online **<https://sanjoseca.zoom.us/j/91508541897>**

How to submit written Public Comment before the TPAC Meeting:

By email to ESDcouncilmemos@sanjoseca.gov by 12:00 p.m. the day of the meeting. Those emails will be considered as if they were part of the meeting. Please identify the Agenda Item Number in the subject line of your email.

How to submit written Public Comment during the TPAC Meeting:

Email during the meeting to ESDcouncilmemos@sanjoseca.gov, identifying the Agenda Item Number in the email subject line. Comments received will be included as a part of the meeting record but will not be read aloud during the meeting.

How to provide Spoken Public Comment during the TPAC Meeting:

By phone **(888) 475-4499 or (877) 853 5257** Meeting ID: **915 0854 1897** Click ***9** to raise a hand to speak. Click ***6** to unmute when called.

By online **<https://sanjoseca.zoom.us/j/91508541897>**

- a. Use a current, up-to-date browser: Chrome 30+, Firefox 27+, Microsoft Edge 12+, Safari 7+. Certain functionality may be disabled in older browsers including Internet Explorer. Mute all other audio before speaking. Using multiple devices can cause an audio feedback.
- b. Enter an email address and name. The name will be visible online and will be used to notify you that it is your turn to speak.
- c. When the Chair calls for the item on which you wish to speak, click on "Raise Hand." Speakers will be notified shortly before they are called to speak.
- d. When called, please limit your remarks to the time limit allotted.

1. **ROLL CALL**

2. **APPROVAL OF MINUTES**

- A. September 8, 2022
[Draft Minutes](#)

3. **UNFINISHED BUSINESS/REQUEST FOR DEFERRALS**

4. **DIRECTOR'S REPORT**

- A. Director's Report (verbal)
CIP Quarterly Status Report: [July - September 2022](#)

5. **AGREEMENTS/ACTION ITEMS**

A. **Amend Purchase Order for Ferric Chloride**

Staff Recommendation:

Adopt a resolution authorizing the City Manager to amend purchase order OP62260 with Kemira Water Solutions, Inc. (Atlanta, GA) for Ferric Chloride to increase compensation by \$1,200,000, for a revised maximum compensation not-to-exceed \$2,500,000 for the period ending on June 30, 2023.

[5. A. Memorandum](#)

This item is scheduled to be heard at City Council on November 15, 2022.

B. **Actions Related to the Purchase order for Cationic Emulsion Polymer**

Staff Recommendation:

1. Amend purchase order OP 62535 with SNF Polydyne, Inc. (Riceboro, GA) for Cationic Emulsion Polymer to increase compensation by \$546,328, for a revised maximum compensation not-to-exceed \$932,448 for the period ending on July 12, 2023.
2. Exercise up to three additional one-year options to extend the term of the purchase order, with the last option ending on or about July 12, 2026, subject to the appropriation of funds.

[5. B. Memorandum](#)

This item is scheduled to be heard at City Council on November 15, 2022.

C. **Construction Contingency Increase for the 7731 – Nitrification Clarifier Rehabilitation – Phase 1 Project at the San José-Santa Clara Regional Wastewater Facility**

Staff Recommendation:

Approve a \$5,200,000 increase to the original construction contingency amount of \$5,237,000 for a revised total contingency amount of \$10,437,000, increasing the not-to-exceed amount of the contract from \$31,421,000 to a total revised contract amount not-to-exceed of \$36,621,000, and a 218 workday time extension to the project substantial completion date for the 7731 - Nitrification Clarifier Rehabilitation - Phase 1 Project.

[5. C. Memorandum](#)

[5. C. Presentation](#)

This item is scheduled to be heard at City Council on November 29, 2022.

6. OTHER BUSINESS/CORRESPONDENCE

7. STATUS OF ITEMS PREVIOUSLY RECOMMENDED FOR APPROVAL BY TPAC

A. Recommendation to the City Council on Insurance Renewals for San José-Santa Clara Regional Wastewater Facility

Staff Recommendation:

Recommend the City Council authorize the Director of Finance to:

(a) Select and purchase City property and liability insurance policies for the Regional Wastewater Facility for the period October 1, 2022 to October 1, 2023, at a total cost not to exceed \$524,899 as well as an 18.0% contingency for additional property or assets scheduled, subject to the appropriation of funds with the following insurance carriers:

- (1) Factory Mutual Insurance Company for Property Insurance, including Boiler & Machinery and Terrorism Risk Insurance Act Coverage;
- (2) Beazley Syndicate 2623/623 at Lloyd's for Terrorism Insurance;
- (3) Arch Specialty Insurance Company and The Princeton Excess and Surplus Lines Insurance Company for \$15 million in excess flood insurance for locations in high and moderate hazard flood zones on a 50/50 quota share basis; and
- (4) Gemini Insurance Company for Auto Liability Insurance for the vehicle fleets at the Regional Wastewater Facility.

This item was approved by City Council on September 20, 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.

[8. A. Open PO Report September, October 2022](#)

9. **MISCELLANEOUS**

A. The next TPAC Meeting is on **December 8, 2022 at 4:00 p.m.**, Virtual.

10. **OPEN FORUM**

11. **ADJOURNMENT**

The Code of Conduct is intended to promote open meetings that welcome debate of public policy issues being discussed by the City Council, their Committees, and City Boards and Commissions in an atmosphere of fairness, courtesy, and respect for differing points of view.

NOTE: If you have any changes or questions, please contact April Kellett, Environmental Services (408) 975-2547, april.kellett@sanjoseca.gov.

To request an accommodation or alternative format for City-sponsored meetings, events, or printed materials, please contact April Kellett (408) 975-2547 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, 10th Floor, Environmental Services at the same time that the public records are distributed or made available to the legislative body.