

SAN JOSÉ/SANTA CLARA TREATMENT PLANT ADVISORY COMMITTEE

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ROWENA TURNER, MEMBER
PATRICK KWOK, MEMBER

REGULAR MEETING AGENDA/TPAC

4:00 p.m.

June 9, 2022

Virtual

*** COVID-19 NOTICE ***

Consistent with AB 361 and City of San Jose Resolution Nos. 79485, 80237, 80266, 80290, 80323, 80343, 80363, 80400, 80445, 80481, and 80507 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.

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. May 19, 2022
[Draft Minutes](#)

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

4. **DIRECTOR'S REPORT**

- A. Director's Report (verbal)

5. **AGREEMENTS/ACTION ITEMS**

- A. **Discharge Regulations and Future Impacts on the San José – Santa Clara Regional Wastewater Facility**

Staff Recommendation:

Accept a report on future wastewater discharge requirements and their potential impacts on Regional Wastewater Facility Capital Projects.

[5. A. Memorandum
Presentation](#)

This item was heard and accepted by the Transportation and Environment Committee on April 13, 2022.

- B. **Report on Request for Proposal for a Laboratory Information Management System**

Staff Recommendation:

Accept the report on the Request for Proposal and adopt a resolution authorizing the City Manager to:

- (a) Negotiate and execute an agreement with Ethosoft, Inc. (Norcross, GA) for a laboratory information management system, including associated professional services such as implementation, training, support, and maintenance, for an initial one-year term beginning on or about June 15, 2022 and ending June 14, 2023, with a total maximum compensation not to exceed \$248,060, subject to the appropriation of funds;
- (b) Negotiate and execute amendments and change orders as required for any unanticipated changes for a contingency amount not to exceed \$50,000 during the initial one-year term, subject to the appropriation of funds; and

(c) Exercise up to nine one-year options to extend the term of the agreement and the software license with the last option ending on or about June 14, 2032 in alignment with the software renewal term, subject to the appropriation of funds. (Finance)

5. B. Memorandum

This item is scheduled to be heard at City Council on June 14, 2022.

C. Amend Purchase Order for Ferrous Chloride (FeCl₂)

Staff Recommendation:

Authorize the City Manager to amend purchase order OP 60556 with Kemira Water Solutions, Inc. (Lawrence, KS) for Ferrous Chloride (FeCl₂) to increase compensation by \$670,000, for a revised maximum compensation not-to-exceed \$1,970,000 for the period ending on June 30, 2022. (Finance).

5. C. Memorandum

This item is scheduled to be heard at City Council on June 14, 2022.

D. Amendment to Purchase Orders for Fuel and Petroleum Products as Needed

Staff Recommendation

Adopt a resolution authorizing the City Manager to:

(a) Amend open purchase order OP 60662 with Western States Oil Co (San José, CA) for fuel and petroleum products as needed to:

(1) Retroactively approve the seven one-year options that extended the term to July 31, 2022;

(2) Increase compensation by \$2,120,000 for a revised maximum compensation not-to-exceed \$7,620,000 through the seventh option term ending July 31, 2022;

(3) Negotiate and execute a purchase order to extend services for up to two additional option terms for a total of nine options through July 31, 2024, subject to the appropriation of funds;

(b) Amend open purchase order OP 60659 with Valley Oil Company (Mountain View, CA) for fuel and petroleum products as needed to:

(1) Retroactively approve the seven one-year options that extended the term to July 31, 2022;

(2) Negotiate and execute a purchase order to extend services for up to two additional option terms for a total of nine options through July 31, 2024, subject to the appropriation of funds; and

(c) Approve a contingency of \$380,000 for any unforeseen changes in the dynamic commodity market for fuel and petroleum products, subject to the appropriation of funds. (Finance)

5. D. Memorandum

This item was approved by City Council on June 7, 2022.

E. Report on Bids and Award of Contract for 10166 - Repairs of Water Services and Mains: 2022-2025

Staff Recommendation:

Report on bids and award of contract for the 10166 - Repairs of Water Services and Mains: 2022-2025 project to the lowest responsive bidder, San Jose Water Company in the amount of \$2,922,646.74.

5. E. Memorandum

This item is scheduled to be heard at City Council on June 14, 2022.

6. OTHER BUSINESS/CORRESPONDENCE

7. STATUS OF ITEMS PREVIOUSLY RECOMMENDED FOR APPROVAL BY TPAC

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.

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.

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 was approved by City Council on May 24, 2022.

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.

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 May 2022](#)

9. MISCELLANEOUS

- A. The next TPAC Meeting is on **August 11, 2022 at 4:00 p.m.**, at City Hall, Room 1734.

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.

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.