

**COMMISSION OF SILICON VALLEY CLEAN WATER
JOINT POWERS AUTHORITY
REGULAR MEETING – Monday, March 18, 2019
8:00 a.m.**

Place: Pelican Conference Room
Silicon Valley Clean Water
1400 Radio Road, 2nd Floor
Redwood City, California

COMMISSIONERS

COUNCIL MEMBER WARREN LIEBERMAN, PhD., BELMONT – CHAIR

COUNCIL MEMBER ALICIA AGUIRRE, REDWOOD CITY – VICE CHAIR

BOARD MEMBER GEORGE OTTE, P.E., WEST BAY SANITARY DISTRICT – SECRETARY

MAYOR MARK OLBERT, SAN CARLOS – MEMBER

MANAGER: TERESA A. HERRERA

ATTORNEY FOR THE AUTHORITY: CHRISTINE C. FITZGERALD

CONTROLLER: KIMBRA MCCARTHY

TREASURER: MATTHEW ANDERSON

AMERICANS WITH DISABILITIES ACT

In compliance with the Americans with Disabilities Act, if you need special assistance to participate in this meeting, please contact SVCW (650) 591-7121. Notification in advance of the meeting will enable the Authority to make reasonable arrangements to ensure accessibility to this meeting.

AGENDA

1. CALL TO ORDER

2. ROLL CALL

3. PLEDGE OF ALLEGIANCE

4. PUBLIC COMMENT

Any member of the public may address and ask questions of the Chair under this item relating to any matter within the Commission's jurisdiction that does not appear as a separate item on the Agenda. An opportunity will be provided for members of the public to address the Chair and ask questions about any item that is listed on the agenda at the time the

Commission considers the item and before action is taken. If you address the Commission on a non-agenda item, please be aware that the Ralph M. Brown Act (Gov. C. § 54950 et seq.) prohibits the Commission from acting on or discussing such matters at this meeting. Any such item may be referred to staff for a decision with regard to placing it on a future agenda for discussion, action or a report.

5. SAFETY MOMENT and REPORTS

- A. Safety Moment
- B. Manager's Report
- C. Financial Reports
 - 1. Investment Report
- D. Engineering Projects Status Update
- E. Commission Requested Staff-Level Action Items
- F. RESCU Program Design-Build Project Status Update

6. MATTERS OF COMMISSION MEMBER'S INTEREST

7. CONSIDERATION OF MOTION APPROVING CONSENT CALENDAR

8. BUSINESS ITEMS

A. CONSIDERATION OF RESOLUTION APPROVING CONSTRUCTION CONTRACT FOR THE CHLORINE CONTACT TANK VALVE REPLACEMENT AND SURFACE REHABILITATION PROJECT (CIP #9107)

Proposed Action:

Move approval of RESOLUTION APPROVING CONSTRUCTION CONTRACT DOCUMENTS FOR CHLORINE CONTACT TANK VALVE REPLACEMENT AND SURFACE REHABILITATION PROJECT (CIP #9107); ACCEPTING BID OF LOWEST RESPONSIBLE BIDDER, REJECTING ALL OTHER BIDS; AND AUTHORIZING EXECUTION OF AGREEMENT, DIRECTING RETURN OF SECURITY DEPOSITS AND AUTHORIZING MANAGER TO APPROVE CONTRACT CHANGE ORDERS UP TO TEN PERCENT OF THE CONTRACT PRICE FOR SAID PROJECT- ERS INDUSTRIAL SERVICES, INC. (\$2,087,340)

B. AMENDMENT TO AGREEMENT FOR BIOSOLIDS DRYING AND DISPOSAL

Proposed Actions

- i. Move adoption of RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF AMENDMENT TO AGREEMENT FOR BIOSOLIDS DRYING AND DISPOSAL FACILITY IN AN AMOUNT NOT TO EXCEED \$1,900,000 AND AUTHORIZE MANAGER TO APPROVE UP

TO TEN PERCENT OF AMENDMENT COST FOR CONTINGENCY, SUBJECT TO LEGAL COUNSEL APPROVAL OF DOCUMENTS AS TO FORM (BioForceTech Inc.)

- ii. Move approval of BUDGET FOR ENGINEERING AND AUTOMATION PROGRAMMING WORK AT A COST NOT TO EXCEED TWO HUNDRED FIFTY THOUSAND DOLLARS (\$250,000) AND AUTHORIZE MANAGER TO APPROVE UP TO TEN PERCENT CONTINGENCY FOR ADDITIONAL WORK ON AN AS-NEEDED BASIS

C. FY 2019-20 BUDGET WORKSHOP EVALUATION – INFORMATIONAL ONLY – NO ACTION TO BE TAKEN. COMMISSION WILL PROVIDE DIRECTION TO STAFF AS NEEDED

9. CLOSED SESSION

A. CONFERENCE WITH LEGAL COUNSEL – ANTICIPATED LITIGATION

Significant exposure to litigation pursuant to paragraph (2) of subdivision (d) of Government Code Section 54956.9 (One Potential Case)

10. RECONVENE IN OPEN SESSION – Announce action taken in Closed Session, if any.

11. ADJOURN

CONSENT CALENDAR

NOTICE TO PUBLIC

All matters listed under CONSENT CALENDAR are considered to be routine. There may be discussion on items on the CONSENT CALENDAR. All items will be enacted by one motion with a roll call vote unless members of the Commission, staff, or public request specific items be removed from the CONSENT CALENDAR for separate action.

7. A. APPROVAL OF MINUTES – February 25, 2019 Meeting
- B. CONSIDERATION OF MOTION APPROVING CLAIMS AND CHECKS DATED FEBRUARY 22, 2019, FEBRUARY 25, 2019, AND MARCH 1, 2019, AND NECESSARY PAYMENTS THROUGH MARCH 1, 2019
- C. CONSIDERATION OF RESOLUTION REVIEWING AND UPDATING SILICON VALLEY CLEAN WATER RESERVE FUND POLICY

Proposed Action:

Move adoption of RESOLUTION APPROVING AND ADOPTING REVISION C TO ADMINISTRATIVE POLICY 2013-03 ESTABLISHING SILICON VALLEY CLEAN WATER'S RESERVE FUND POLICY AND PROCEDURES

- D. CONSIDERATION OF MOTION APPROVING FINAL ACCEPTANCE OF CHLORINE CONTACT TANK PASS 1 SURFACE REHABILITATION PROJECT (CIP #9107) AND AUTHORIZATION TO FILE NOTICE OF COMPLETION.

Proposed Action:

Move approval to ACCEPT CHLORINE CONTACT TANK PASS (CCT) 1 SURFACE REHABILITATION (CIP #9107) AND AUTHORIZE FILING NOTICE OF COMPLETION – F.D. THOMAS, INC.

- E. CONSIDERATION OF MOTION APPROVING AMENDMENT TO GENERAL COUNSEL LEGAL SERVICES AGREEMENT FOR FITZGERALD LAW OFFICES FOR SVCW LEGAL SERVICES

Proposed Action:

Move approval of RESOLUTION APPROVING FIRST AMENDMENT TO GENERAL COUNSEL LEGAL SERVICES AGREEMENT (FITZGERALD LAW OFFICES)