

**COMMISSION OF SILICON VALLEY CLEAN WATER  
JOINT POWERS AUTHORITY  
SPECIAL MEETING – Thursday, August 23, 2018  
8:00 a.m.**

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

**COMMISSIONERS**

COUNCIL MEMBER JOHN SEYBERT, REDWOOD CITY – CHAIR  
COUNCIL MEMBER WARREN LIEBERMAN, PhD., BELMONT – VICE CHAIR  
BOARD MEMBER GEORGE S. OTTE, P.E., WEST BAY SANITARY DISTRICT – MEMBER  
MAYOR ROBERT GRASSILLI, SAN CARLOS – SECRETARY

**MANAGER:** TERESA A. HERRERA

**ATTORNEY FOR THE AUTHORITY:** CHRISTINE C. FITZGERALD

**CONTROLLER:** KIMBRA MCCARTHY

**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 (verbal)
- C. Financial Reports
  - 1. Investment Report June 30, 2018
  - 2. Budget to Actual Variance Report June 30, 2018
- D. Engineering Projects Status Update July 2018
- E. Commission Requested Staff-Level Action Items
- F. RESCU Program Project Status July 2018

6. MATTERS OF COMMISSION MEMBERS’ INTEREST

7. CONSIDERATION OF MOTION APPROVING CONSENT CALENDAR

8. BUSINESS ITEMS

- A. CONSIDERATION OF RESOLUTION AWARDDING CONSTRUCTION CONTRACT FOR THE CONTROL BUILDING HVAC IMPROVEMENTS PROJECT (CAPITAL PROJECT #259)

Proposed Action: Move adoption of RESOLUTION APPROVING CONTRACT DOCUMENTS AND ACCEPTING BID OF LOWEST RESPONSIBLE BIDDER FOR THE CONTROL BUILDING HVAC IMPROVEMENTS (CIP #259); REJECTING ALL OTHER BIDS, AUTHORIZING EXECUTION OF AGREEMENT FOR SAID WORK, DIRECTING RETURN OF SECURITY DEPOSITS THEREFORE, AND AUTHORIZING MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT OF THE CONTRACT PRICE FOR SAID PROJECT – RODAN BUILDERS (\$685,694)

- B. CONSIDERATION OF RESOLUTION AWARDDING CONSTRUCTION CONTRACT FOR THE PUMP STATION VALVE REPLACEMENT PHASE II PROJECT (CAPITAL PROJECT #286)

Proposed Action: Move adoption of RESOLUTION APPROVING CONTRACT DOCUMENTS AND ACCEPTING BID OF LOWEST RESPONSIBLE BIDDER FOR THE PUMP STATION VALVE REPLACEMENT PHASE II PROJECT (CIP #286); REJECTING ALL OTHER BIDS, AUTHORIZING EXECUTION OF AGREEMENT FOR SAID WORK, DIRECTING RETURN OF SECURITY DEPOSITS THEREFORE, AND AUTHORIZING MANAGER TO APPROVE CHANGE ORDERS UP TO TEN PERCENT OF THE CONTRACT PRICE FOR SAID PROJECT – D.W. NICHOLSON (\$334,600)

C. CONSIDERATION OF RESOLUTION AWARDING STAGE 2A AMENDMENT TO THE GRAVITY PIPELINE DESIGN-BUILD AGREEMENT WITH BARNARD BESSAC JOINT VENTURE (BBJV); RATIFY AMENDMENTS 7, 8, AND 9 AS APPROVED BY THE MANAGER; AND APPROVE MPF CONSULTING MASTER SERVICES AGREEMENT AND TASK ORDER FOR PROJECT MANAGEMENT SERVICES

Proposed Actions:

- i. Move adoption of RESOLUTION APPROVING STAGE 2A AMENDMENT TO THE GRAVITY PIPELINE DESIGN-BUILD AGREEMENT (CIP #6008); AUTHORIZING EXECUTION OF AGREEMENT; AND AUTHORIZING MANAGER TO APPROVE CONTRACT CHANGE ORDERS UP TO TEN PERCENT OF THE CONTRACT PRICE FOR SAID PROJECT – BARNARD BESSAC JOINT VENTURE (\$23,473,683)
- ii. Move approval to RATIFY MANAGER APPROVAL OF AMENDMENTS 7, 8, AND 9 TO THE GRAVITY PIPELINE DESIGN-BUILD AGREEMENT FOR PROJECT CHANGE ORDERS (\$711,785)
- iii. Move adoption of RESOLUTION APPROVING MASTER SERVICES AGREEMENT AND TASK ORDER SCOPE AND BUDGET FOR PROJECT MANAGEMENT SERVICES IN AN AMOUNT OF \$1,437,300 AND AUTHORIZE MANAGER TO APPROVE UP TO TEN PERCENT CONTINGENCY FOR ADDITIONAL WORK ON AN AS-NEEDED BASIS – MPF CONSULTING

D. CONSIDERATION OF RESOLUTION APPROVING AMENDMENT TO THE FRONT OF PLANT (FOP) DESIGN-BUILD AGREEMENT FOR J F SHEA/PARSONS JOINT VENTURE (SPJV)

Proposed Action: Move adoption of RESOLUTION APPROVING AMENDMENT 2C DESIGN BUILD AGREEMENT DOCUMENTS FOR FRONT OF PLANT PROJECT (CIP #9502); AUTHORIZING EXECUTION OF AGREEMENT; AND AUTHORIZING MANAGER TO APPROVE CONTRACT CHANGE ORDERS UP TO TEN PERCENT OF THE CONTRACT PRICE FOR SAID STAGE 2C AMENDMENT – SHEA/PARSONS JOINT VENTURE (\$16,745,000)

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 (Two Potential Cases)

- B. LABOR NEGOTIATIONS (Govt. Code Section 54957.6(a))  
AGENCY NEGOTIATORS: Teresa A. Herrera, SVCW Manager  
Matt Anderson, SVCW Chief Financial Officer/Admin. Manager  
Jennifer Flick, SVCW Human Resources Director  
Monte Hamamoto, SVCW Chief Operating Officer  
Darrell Murray, IEDA  
EMPLOYEE ORGANIZATION: IUOE LOCAL 39
- C. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to Government Code Section 54956.8  
Property Description: 930 Governor's Bay, Redwood City, CA (APN: 095-380-210)  
SVCW Negotiators: Lillian Jewell (Hamner, Jewell & Associates)  
SVCW Manager, Teresa A. Herrera  
Negotiating Parties: Young/Leung  
Under Negotiation: Price and terms
- D. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to Government Code Section 54956.8  
Property Description: 928 Governor's Bay, Redwood City, CA (APN: 095-380-220)  
SVCW Negotiators: Lillian Jewell (Hamner, Jewell & Associates)  
SVCW Manager, Teresa A. Herrera  
Negotiating Parties: Lau/Chang  
Under Negotiation: Price and terms
- E. CONFERENCE WITH REAL PROPERTY NEGOTIATORS  
Pursuant to Government Code Section 54956.8  
Property Description: Lots B, F and (Portion) Governor's Bay Drive, Redwood City, CA  
SVCW Negotiators: Lillian Jewell (Hamner, Jewell & Associates)  
SVCW Manager, Teresa A. Herrera  
Negotiating Parties: Greenbriar Partners, a California General Partnership  
Under Negotiation: Price and terms

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 – July 12, 2018 Regular Meeting
- B. CONSIDERATION OF MOTION APPROVING CLAIMS AND CHECKS DATED JULY 13, 2018, JULY 27, 2018 AND JULY 31, 2018 AND NECESSARY PAYMENTS THROUGH JULY 2018
- C. CONSIDERATION OF MOTION APPROVING REMOVAL OF ASSETS FROM SVCW FINANCIAL RECORDS TO REFLECT ASSET DISPOSALS OCCURRING IN THE CURRENT FISCAL YEAR

Proposed Action: Move approval to REMOVE FIXED ASSET NUMBER 13191 WITH A TOTAL REMAINING BOOK VALUE OF \$66,827.33 FROM SVCW FINANCIAL RECORDS

- D. CONSIDERATION OF MOTION UPDATING RESOLUTION AUTHORIZING SILICON VALLEY CLEAN WATER TO INVEST MONIES IN THE LOCAL AGENCY INVESTMENT FUND AND CONFIRM THE NAMES AND SIGNATURES THAT ARE MAINTAINED IN THE RESOLUTION

Proposed Action: Move adoption of RESOLUTION AUTHORIZING INVESTMENT OF SILICON VALLEY CLEAN WATER MONIES IN LOCAL AGENCY INVESTMENT FUND, DESIGNATING OFFICERS OF THE AUTHORITY TO INVEST MONIES IN SAID FUND AND RESCINDING RESOLUTION NO. 14-19

- E. CONSIDERATION OF MOTION APPROVING TASK ORDER SCOPES AND BUDGETS FOR RESCU PROGRAM MITIGATION MONITORING, ENVIRONMENTAL AND PERMITTING COMPLIANCE, FINANCING AND LOAN COMPLIANCE, AND DESIGN-BUILD LEGAL SERVICES.

Proposed Action: Move approval of:

- i. TASK ORDER SCOPE AND BUDGET FOR ENVIRONMENTAL CONSULTING SERVICES DURING DESIGN-BUILD IN AN AMOUNT OF \$245,629 AND AUTHORIZE MANAGER TO APPROVE UP TO TEN PERCENT CONTINGENCY FOR ADDITIONAL WORK ON AN AS-NEEDED BASIS – DAVID J. POWERS AND ASSOCIATES

- ii. TASK ORDER SCOPE AND BUDGET FOR PERMITTING AND ENVIRONMENTAL CONSULTING SERVICES DURING DESIGN-BUILD IN AN AMOUNT OF \$132,480 AND AUTHORIZE MANAGER TO APPROVE UP TO TEN PERCENT CONTINGENCY FOR ADDITIONAL WORK ON AN AS-NEEDED BASIS – JHS CONSULTING
  - iii. TASK ORDER SCOPE AND BUDGET FOR CONSULTING SERVICES IN AN AMOUNT OF \$306,800 AND AUTHORIZE MANAGER TO APPROVE UP TO TEN PERCENT CONTINGENCY FOR ADDITIONAL WORK ON AN AS-NEEDED BASIS – WEST YOST ASSOCIATES
  - iv. TASK ORDER SCOPE AND BUDGET FOR LEGAL SERVICES FOR DESIGN-BUILD IN AN AMOUNT OF \$400,000 AND AUTHORIZE MANAGER TO APPROVE UP TO TEN PERCENT CONTINGENCY FOR ADDITIONAL WORK ON AN AS-NEEDED BASIS – HANSON BRIDGETT
- F. CONSIDERATION OF MOTION APPROVING AND AUTHORIZING EXECUTION OF MANAGER EMPLOYMENT AGREEMENT

Proposed Action: Move approval of RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF EMPLOYMENT AGREEMENT – MANAGER OF SILICON VALLEY CLEAN WATER – TERESA A. HERRERA