



# Memorandum

**TO:** HONORABLE MAYOR  
AND CITY COUNCIL

**FROM:** Kerrie Romanow  
Kim Walesh

**SUBJECT: OFFER TO PURCHASE  
POND A-18**

**DATE:** February 12, 2020

Approved

Date

2/13/2020

## SUPPLEMENTAL

### REASON FOR SUPPLEMENTAL

This supplemental memorandum clarifies the City of Santa Clara's role as co-owner of the San José-Santa Clara Regional Wastewater Facility.

### BACKGROUND

The City of San José and Santa Clara are co-owners of the San José-Santa Clara Regional Wastewater Facility (RWF). San José, as the administering agency for the RWF, has led the negotiations regarding the transfer of Pond A-18 for the South Bay Shoreline Levee Project.

### ANALYSIS

Item 5.D on the 2/13 Treatment Plant Advisory Committee (TPAC) Agenda authorizes the City Manager to negotiate and execute the necessary agreements for the sale of Pond A-18 and related easements based on specified criteria previously recommended by TPAC and approved by the City Council. The Master Agreement between San José and Santa Clara also requires approval by the Santa Clara City Council of any interest in mutually owned lands. While Santa Clara understands the importance of Valley Water's need for the property and success of the South Bay Shoreline Levee Project, Santa Clara City Council will need to fully understand the implications of the land sale to Santa Clara's interests and advise Santa Clara staff prior to approving the sale of Pond A-18. Consequently, the negotiations and final approvals will be coordinated with the City of Santa Clara.

/s/

KERRIE ROMANOW  
Director, Environmental Services

/s/

KIM WALES  
Director, Office of Economic Development

For questions, please contact Jennifer Voccola-Brown, Interim Sustainability and Compliance Division Manager, at (408) 975-2594 or Nanci Klein, Assistant Director of Economic Development, Director Real Estate, at 408-535-8184.