

Memorandum

TO: HONORABLE MAYOR AND
CITY COUNCIL

FROM: Mayor Chuck Reed
Vice Mayor Nguyen
Councilmember Chu
Councilmember Rocha
Councilmember Liccardo

SUBJECT: PLANT MASTER PLAN -
SELECTION OF PREFERRED
ALTERNATIVE

DATE: April 15, 2011

Approved

Chuck Reed *Nguyen* Date *4/15/11*
Chu *Rocha* *Liccardo*

RECOMMENDATIONS

Approve staff recommendations with the following modifications:

- A. During the May 2011 Council update, provide an analysis of the feasibility of implementing odor mitigation work in three to seven years.
- B. Direct staff to return to the T&E Committee with regular project status updates.

BACKGROUND

The Plant Master Plan and rebuild is a complex undertaking, which staff has done an excellent job coordinating. The process has allowed for extensive community participation and input.

Odor has been, and will continue to be an issue in the North San Jose area, with the Plant acting as a potential contributor. In the interest of furthering the greatest amount of public good, promoting our own economic development opportunities in the region, protecting the City from legal action, and generally acting as a good neighbor to other jurisdictions, it's imperative that odor be addressed in an accelerated manner. We also have an opportunity to implement a public works project on a timeline that would provide for much needed investment in our local economy and job market.

In order for us to proceed with our planning, our Environmental Impact Review also needs to be sound in order to avoid any legal challenges from neighboring jurisdictions or private interests with regard to the City's commitment to timely mitigation. The best way to protect our investment, tax dollars, and resources is to proceed with clear and purposeful direction on this issue. Staff is planning to present information on alternative odor mitigation delivery models to Council in May. This direction will clarify that discussion by providing a measurable alternative to the current proposal of completion in 11-15 years.