

From: [REDACTED]
To: [Kazmierczak, Matthew](#)
Cc: [Airport Commission 1](#); [Airport Commission 2](#); [Airport Commission 3](#); [Airport Commission 4](#); [Airport Commission 5](#); [Airport Commission 6](#); [Airport Commission 7](#); [Airport Commission 8](#); [Airport Commission 9](#); [Airport Commission 10](#); [Airport Commission CW](#)
Subject: San Jose Airport Commission - Requested Agenda Items for August 12, 2024
Date: Tuesday, June 25, 2024 11:02:12 AM
Attachments: [San Jose City Council Airport Items.pdf](#)
[BAAQMD 6724.pdf](#)

[External Email]

Matt and Chairman Head,

I am respectfully requesting that the following items be agendized for the August 12, 2024 Airport Commission meeting:

External SMS (Safety Management System) - FAA Submission, Current Status, and Plan for Implementation and Education

Report of the Triennial Emergency Drill (If it has occurred by that date)

Report on Items placed before the City Council (see attached) that were not previously brought before the commission.

This message is from outside the City email system. Do not open links or attachments from untrusted sources.

Report on Airline Acceptance of FY 24/25 Annual Budget - Rates and Charges

Update on Guadalupe Gardens Master Plan - Approval Process Progress (As of this date, the item has not been placed on the ALUC Agenda for action)

Communication to BAAQMD from CalPILOTS regarding VTA Construction and Airborne Lead (attached)

Report on compliance with SB 553 - Workplace Violence Prevention Plan - which became effective July 1 - Implementation and Education Efforts (Reference comments made at the May Commission meeting)

Respectfully,

Doug Rice

Sent from my iPad



CALIFORNIA PILOTS ASSOCIATION

June 7, 2024

Dr. Philip Fine
Executive Officer
Bay Area Air Quality Management District
375 Beale Street, Suite 600
San Francisco, CA 94105

Dear Dr. Fine,

Our organization has been trying for over a year to get **USABLE** information from BAAQMD on Airborne Lead levels at Reid Hillview Airport. Last year, we completed a public records request and got the following useless response in a text format:

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AQS_PM10-Pb
# SITE MONITOR TYPE = 1|STATE_CODE|STATE_NAME|COUNTY_CODE|COUNTY_NAME|SITE_ID|PARAMETER_CODE|PARAMETER_DESC|POC|CITY_CODE|CITY_NAME|STREET_ADDRESS|AQCRCODE|
ADCR_NAME|CBSA_CODE|CBSA_NAME|CBSA_CODE|CBSA_NAME|EPA_REGION|MON_OBJ|MON_OBJS|MON_OBJS|UAR_CODE|UAR_NAME|LAND_USE|LOC_SET|LATITUDE|LONGITUDE|UTM_ZONE|
UTM_NORTHING|UTM_EASTING|HORIZ_COLLECT|HORIZ_METHOD|HORIZ_DATUM|HORIZ_ACCH|HORIZ_SCALE|ELEVATION_MSL|VERT_COLLECT|VERT_METHOD|VERT_DATUM|VERT_ACC
# RAW DATA TYPE = 2|STATE_CODE|COUNTY_CODE|SITE_ID|PARAMETER_CODE|POC|DURATION|METHOD|UNITS|MDL|UNCERTAINTY|REPORTED_CF|RCF|MT|PQAO|PQAO_NAME|SAMPLE_DATE|VALUE_0|
QUALIFIER_0|VALUE_1|QUALIFIER_1|VALUE_2|QUALIFIER_2|VALUE_3|QUALIFIER_3|VALUE_4|QUALIFIER_4|VALUE_5|QUALIFIER_5|VALUE_6|QUALIFIER_6|VALUE_7|QUALIFIER_7|VALUE_8|QUALIFIER_8|
VALUE_9|QUALIFIER_9|VALUE_10|QUALIFIER_10|VALUE_11|QUALIFIER_11|VALUE_12|QUALIFIER_12|VALUE_13|QUALIFIER_13|VALUE_14|QUALIFIER_14|VALUE_15|QUALIFIER_15|VALUE_16|QUALIFIER_16|
VALUE_17|QUALIFIER_17|VALUE_18|QUALIFIER_18|VALUE_19|QUALIFIER_19|VALUE_20|QUALIFIER_20|VALUE_21|QUALIFIER_21|VALUE_22|QUALIFIER_22|VALUE_23|QUALIFIER_23
# NAQDS DATA TYPE = 3|STATE_CODE|COUNTY_CODE|SITE_ID|PARAMETER_CODE|POC|DURATION|UNITS|MT|PQAO|PQAO_NAME|SAMPLE_DATE|VALUE_0|QUALIFIER_0|VALUE_1|QUALIFIER_1|VALUE_2|
QUALIFIER_2|VALUE_3|QUALIFIER_3|VALUE_4|QUALIFIER_4|VALUE_5|QUALIFIER_5|VALUE_6|QUALIFIER_6|VALUE_7|QUALIFIER_7|VALUE_8|QUALIFIER_8|VALUE_9|QUALIFIER_9|VALUE_10|QUALIFIER_10|
VALUE_11|QUALIFIER_11|VALUE_12|QUALIFIER_12|VALUE_13|QUALIFIER_13|VALUE_14|QUALIFIER_14|VALUE_15|QUALIFIER_15|VALUE_16|QUALIFIER_16|VALUE_17|QUALIFIER_17|VALUE_18|QUALIFIER_18|
VALUE_19|QUALIFIER_19|VALUE_20|QUALIFIER_20|VALUE_21|QUALIFIER_21|VALUE_22|QUALIFIER_22|VALUE_23|QUALIFIER_23
# OTHER DATA TYPE = 4|STATE_CODE|COUNTY_CODE|SITE_ID|PARAMETER_CODE|POC|DURATION|METHOD|UNITS|MDL|UNCERTAINTY|MT|PQAO|PQAO_NAME|SAMPLE_DATE|VALUE|QUALIFIER|
COMP_TYPE|SAMPLE_CNT
1006|California|081|San Mateo|2003|85129|Lead PM10 LC FRM|FEM|3|65070|San Carlos|1050 Twin Dolphin Drive, Redwood City, CA 94065|030|SAN FRANCISCO BAY AREA|41860|San Francisco-Oakland-
Hayward, CA|448|San Jose-San Francisco-Oakland, CA|09|POPULATION EXPOSURE|SOURCE ORIENTED|7360|SAN FRANCISCO-OAKLAND, CA|COMMERCIAL|URBAN AND CENTER CITY|
37.516789|-122.249353|||027|Unknown|WGS84|2|2|008|OTHER|MEAN SEA-LEVEL|2
2|06|081|2003|85129|3|7|811|105|.0075|||6|SPM|0086|Bay Area Air Quality Management District|20130317|.001|
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2|06|081|2003|85129|3|7|811|105|.0075|||6|SPM|0086|Bay Area Air Quality Management District|20130329|.006|
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2|06|081|2003|85129|3|7|811|105|.0075|||6|SPM|0086|Bay Area Air Quality Management District|20130410|.015|
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2|06|081|2003|85129|3|7|811|105|.0075|||6|SPM|0086|Bay Area Air Quality Management District|20130615|.000|
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2|06|081|2003|85129|3|7|811|105|.0075|||6|SPM|0086|Bay Area Air Quality Management District|20130826|.002|
2|06|081|2003|85129|3|7|811|105|.0075|||6|SPM|0086|Bay Area Air Quality Management District|20130901|.001|
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2|06|081|2003|85129|3|7|811|105|.0075|||6|SPM|0086|Bay Area Air Quality Management District|20130925|.000|
2|06|081|2003|85129|3|7|811|105|.0075|||6|SPM|0086|Bay Area Air Quality Management District|20131001|.000|
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2|06|081|2003|85129|3|7|811|105|.0075|||6|SPM|0086|Bay Area Air Quality Management District|20131031|.006|
2|06|081|2003|85129|3|7|811|105|.0075|||6|SPM|0086|Bay Area Air Quality Management District|20131106|.006|
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We were seeking information from the Reid Hillview Airport monitoring site for airborne lead levels - this is not it.

More recently, we met Mr. Yamaichi, a Senior AQIS, at San Martin Airport and asked him to forward another request for us. He copied us on his internal email but there has been no response to that either.

In a similar vein, the Santa Clara County Airport Commission has made numerous requests - written and verbal - for information from and/or a presentation by BAAQMD on the Airborne

Lead Study that your organization has conducted and, in particular, information on the airborne lead levels at Reid Hillview Airport since the institution of a ban on the sale of leaded aviation fuel. Nothing has been forthcoming from that request either.

It would appear that BAAQMD does not have any interest in providing the requested information to the public on this issue; however, **A NEW THREAT TO THE COMMUNITY IS AT HAND:**

The VTA (Valley Transportation Agency) is about to begin construction on and around the Capitol Expressway in San Jose to extend the VTA Light Rail. This construction is planned to take place over the next four years and will involve disturbing soils that hold legacy lead and will most certainly distribute that lead into the air. Your agency is well aware of this hazard, but to reiterate the threat, here are the links to several studies that identify soils containing lead as a known source of airborne lead:

Strong evidence that legacy lead from pre-2000 time frame continues to be present in airborne lead samples.

<https://www.pnas.org/doi/10.1073/pnas.2102791118>

Soil is the dominant lead source found in El Paso and Los Angeles

<https://journals.plos.org/plosone/article?id=10.1371/journal.pone.0005019>

“X-ray absorption spectroscopy demonstrates that the source of the majority of the lead in PM in El Paso, and presumably in other US cities, is not current anthropogenic output. Instead, local contaminated soil, a legacy of earlier Pb releases, serves as a long-term reservoir that gradually is leaking particulate lead, much in the form of Pb-humate, to the atmosphere. Given the difficulty and expense of large-scale soil remediation or removal, this Pb-humate may establish a practical lower limit for airborne lead levels in many urban settings.”

Lead-contaminated soils are an important source of lead burdens to urban populations

<https://pubmed.ncbi.nlm.nih.gov/20173294/>

It is for these reasons that the lead readings from your sites at Reid Hillview and surrounding areas taken over the past four years (or longer) are even more important - first as evidence of the baseline airborne lead levels, second as evidence of the reduction in airborne lead that has occurred as leaded aviation fuels were withdrawn from the airport, and finally to monitor and identify increased levels of airborne lead that will be released into the community during the lengthy construction process.

Time is of the essence. Your cooperation on providing this public data in a usable form should not pose an undue burden nor should it require an FOIA or other public records request.

We look forward to your expeditious response to our request.

Respectfully,

Douglas Rice

Regional Vice-President - CalPilots

Cc: Carol Ford
John Carr

Members of the San Jose Mineta International Airport Airport Commission:

It has become apparent that there are impediments to you in the execution of your duties - specifically, advising the City Council on items to come before them related to the airport. The following are some of the items that came before council since your last meeting in May:

2.7 Actions Related to the AMS SJC JV Retail Concession Agreement.

Recommendation:

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute one or more amendment(s) to the AMS SJC JV Retail Concession Agreement to:

- (a) Place the AMS SJC JV Retail Concession Agreement for concession locations that expire on June 30, 2024, on a month-to-month holdover tenancy effective July 1, 2024;
- (b) Suspend the Minimum Annual Guarantee and allow the Concessionaire to pay a percentage of gross sales (Percentage Fee) on the two retail packages consolidated under the AMS SJC JV agreement for any period between January 1, 2025 to June 30, 2026; and
- (c) Revise the Percentage Fee categories in both retail packages to one consolidated Percentage Fee for the period between January 1, 2025 to June 30, 2026.

CEQA: Not a Project, File No. PP17-005, Adjustment to Fees, Rate and Fares without changes to or expansion of services. (Airport)

The following item was deferred by a week at the request of the airport. The delayed item is on the next page.

2.15 Actions Related to the 9405 – SJC Perimeter Protection Re-Bid II Project. – DEFERRED

Recommendation:

- (a) Approve an increase in the construction contingency from 10% to 30% for the 9405 – SJC Perimeter Protection Re-Bid II Project in the amount of \$600,000 for a total contingency of \$899,939.
- (b) Adopt the following 2023-2024 Appropriation Ordinance amendments in the Airport Renewal and Replacement Fund:

- (1) Decrease the Ending Fund Balance appropriation by \$600,000; and
- (2) Increase the Perimeter Security Projects appropriation by \$600,000.

CEQA: PP18-103, Environmental Impact Report for the Amendment to the Norman Y. Mineta San José International Airport Master Plan (Resolution No. 79497). (Public Works/Airport/City Manager)

DEFERRED TO 5/21/2024 PER ADMINISTRATION

This is the delayed item:

2.20 Actions Related to the 9405 – SJC Perimeter Protection Re-Bid II Project.

Recommendation:

(a) Approve an increase in the construction contingency from 10% to 30% for the 9405 – SJC Perimeter Protection Re-Bid II Project in the amount of \$600,000 for a total contingency of \$899,939.

(b) Adopt the following 2023-2024 Appropriation Ordinance amendments in the Airport Renewal and Replacement Fund:

(1) Decrease the Ending Fund Balance appropriation by \$600,000; and

(2) Increase the Perimeter Security Projects appropriation by \$600,000.

CEQA: PP18-103: Environmental Impact Report for the Amendment to the Norman Y.

Mineta San José International Airport Master Plan (Resolution No. 79497). (Public

Works/Airport/City Manager)

[Deferred from 5/14/2024 – Item 2.15 (24-88305)]

Here are two more items that were on the agenda relating to consulting and support contracts:

2.7 Amendment to Master Services Agreement between the City of San José and Faith Group, LLC for Airport On-call Information Technology Services.

Recommendation:

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute a Third Amendment to the Master Services Agreement between the City of San José and Faith Group, LLC for on-call Information Technology services, extending the expiration of the current term by one year to July 4, 2025, and increasing the maximum compensation by \$50,000 not to exceed a total of \$1,585,000.

CEQA: Not a Project, File No. PP17-003, Agreements/Contracts (New or Amended) resulting in no physical changes to the environment. Council District 6. (Airport)

2.8 Master Consultant Agreement with Abadjis Systems, Ltd. for Project Management Support Services at San José Mineta International Airport.

Recommendation:

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute a Master Consultant Agreement with Abadjis Systems, Ltd. dba ASLPM for project management support services at San José Mineta International Airport for a period of five years from execution, for a total amount not to exceed \$4,000,000 over the term of the agreement.

CEQA: Not a Project, File No. PP17-002, Consultant services for design, study, inspection, or other professional services with no commitment to future action. Council District 6. (Airport)

The commission received an Air Services update at a recent meeting. Management was effusive over the expertise of the staff member handling the marketing of the airport. Yet, here we have a consulting contract of \$1 million awarded for Air Service Development.

2.7 Agreement with Avia Solutions, Inc. for Air Service Development Services at San José Mineta International Airport.

Recommendation:

Adopt a resolution authorizing the City Manager or her designee to negotiate and execute a Master Consultant Agreement with Avia Solutions, Inc. for Air Service Development Services at San José Mineta International Airport, for a period of five years from execution, in a total amount not to exceed \$975,000 over the term of the agreement.

CEQA: Not a Project, File No. PP17-002, Consultant services for design, study, inspection, or other professional services with no commitment to future action. (Airport)

Finally, here we have another Re-bid of a major infrastructure project:

3.9 Action Related to the 10179 – SJC New Taxiway V-Phase 2 Project Re-Bid.

Recommendation:

(a) Report on bids and award of a contract for the construction of 10179- SJC New Taxiway V-Phase 2 Project Re-Bid to the lowest responsive, responsible bidder, A. Teichert & Son, Inc. dba Teichert Construction, for the base bid and Bid Alternate No. 1 in an amount of \$21,483,490.

(b) Approve a 10% contingency in the amount of \$2,148,349.

(c) Adopt the following 2024-2025 Funding Sources Resolution and Appropriation Ordinance amendments in the Airport Capital Improvement Fund:

(1) Increase the estimate for Revenue from Federal Government by \$1,793,000; and

(2) Increase the Airfield Configuration Updates appropriation to the Airport Department by \$1,793,000.

(d) Adopt the following 2024-2025 Appropriation Ordinance amendments in the Airport Renewal and Replacement Fund:

(1) Decrease the Unrestricted Ending Fund Balance by \$2,808,000; and

(2) Increase the Airfield Configuration Updates appropriation to the Airport Department by \$2,808,000.

CEQA: Determination of Consistency with the San José Mineta International Airport Master Plan Amendment Environmental Impact Report, File No. ER22-021, New Taxiway Victor Project at the San José Mineta International Airport. (Public Works/Airport/City Manager)

All of these actions occurred within a 6 week period of your May commission meeting.

Doug Rice