



BOARD OF SUPERVISORS
AGENDA LETTER

Agenda Number:

Clerk of the Board of Supervisors
105 E. Anapamu Street, Suite 407
Santa Barbara, CA 93101
(805) 568-2240

Department Name: Public Works
Department No.: 054
For Agenda Of: December 15, 2020
Placement: Administrative
Estimated Tme: N/A
Continued Item: No
If Yes, date from:
Vote Required: Majority

TO: Board of Supervisors
FROM: Department Scott D. McGolpin, P.E., Director, (805) 568-3010
Director(s)
Contact Info: Leslie Wells, Deputy Director, (805) 882-3605
SUBJECT: Amendment No. 2 to Professional Services Contract with 22nd Century Technologies, Inc., of San Jose, California (BC-19186), to Provide On-Call Casual Labor, Second and Third Supervisorial Districts

County Counsel Concurrence

As to form: Yes

Auditor-Controller Concurrence

As to form: Yes

Other Concurrence: Risk Management

As to form: Yes

Recommended Actions:

That the Board of Supervisors:

- a) Approve, ratify, and authorize the Chair to execute Amendment No. 2 to Agreement BC19186 with 22nd Century Technologies, Inc. to provide On-Call Casual Labor at County operated Resource Recovery and Waste Management facilities in an amount of \$600,000, increasing the total Agreement amount from \$900,000 to \$1,500,000, and extending the term of the Agreement from December 31, 2020 to December 31, 2021; and
- b) Determine that the Agreement was found by the Board to be exempt from the provisions of the California Environmental Quality Act pursuant to 14 CCR 15301 on December 11, 2018, a Notice of Exemption was filed on that basis, and the proposed amendment is within the scope of that Notice of Exemption.

Summary Text:

This item is on the agenda in order to approve and execute Amendment No. 2 with 22nd Century Technologies, Inc., of San Jose, California, to provide on-call casual labor for County operated Resource Recovery and Waste Management Division (RRWMD) facilities. RRWMD previously completed a bid process for these services in September 2018. This bid was published in

accordance with the County's standard bid practices.

On December 11, 2018, the Board of Supervisors authorized the Chair to execute an Agreement (BC-19186) with 22nd Century Technologies, Inc., for an amount of \$600,000 for the term of January 1, 2019 through December 31, 2019. In Paragraph 4 "Term" of this agreement, the Agreement allows for three (3), one (1) year extensions with mutual written consent at the same terms and conditions. Amendment 1 was authorized by the Chair on February 25, 2020. Amendment 1 increased the total Agreement amount from \$600,000 to \$900,000, and extended the term of the Agreement from December 31, 2019 to December 31, 2020. The purpose of Amendment No. 2 is to extend the contract term from December 31, 2020 through December 31, 2021, and increase the total Agreement amount by \$600,000, to a total of \$1,500,000.

Background:

For over ten years the Tajiguas Landfill, Santa Ynez Valley Recycling & Transfer Station and South Coast Recycling & Transfer Station have used on call contracted labor to aid in the abatement of litter. The labor force is increased during severe weather because permit conditions require the prompt collection/retrieval of wind-blown litter. In addition to litter abatement, the supplemental labor crews manually sort construction & demolition debris for recycling, thus diverting these materials from the landfill. They also sort and clean curbside collected green waste and self-haul green waste, which is then ground into a mulch product for beneficial distribution to customers. The majority of the mulch is distributed to orchard and agricultural businesses and is available for free pick up to all Santa Barbara County residents at the South Coast Recycle & Transfer Station and Santa Ynez Valley Recycling and Transfer Station. A portion of the mulch is also used by the Resource Recovery and Waste Management Division facilities for landscaping and erosion control purposes and the extra labor force is needed, in this case, to spread the mulch.

The requirements for contracted supplemental labor at the various RRWMD sites for litter abatement, sorting of construction & demolition debris, and mulch processing and distribution are as follows: On a typical day, 22nd Century Technologies, Inc. is to provide seven (7) laborers and three (3) supervisors per day, up to eight hours per day, six days per week as needed, at the time and place designated by County for the periods of time County designates. If circumstances require, 22nd Century Technologies, Inc. is to provide a maximum of twenty (20) laborers and three (3) supervisors per day, up to eight hours per day, six days per week as needed, at the time and place designated by County for the periods of time the County designates. Historically, the County expends approximately \$500,000 annually for the casual labor contract.

Approval of the original agreement with 22nd Century Technologies (which allowed for three (3), one (1) year extensions) was determined by the Board to be categorically exempt from the California Environmental Quality Act (CEQA) pursuant to CEQA guidelines section 15301 (maintenance of existing facilities) on December 11, 2018 and a Notice of Exemption (Attachment B) was filed on December 12, 2018 on that basis. Amendment 2 to the 22nd Century Technologies agreement is within the scope of that approval included in the Notice of Exemption.

Staff is requesting that Amendment No. 2 be authorized for continued On-Call Casual Labor services at County operated RRWMD facilities. Total contract value is not to exceed \$1,500,000 with an end date of December 31, 2021.

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Fiscal and Facilities Impacts:

Budgeted: Yes

Fiscal Analysis:

Narrative: Costs are budgeted in the RRWMD Enterprise Fund and included in budget projections for fiscal years 20/21 & 21/22.

Key Contract Risks:

The risk rating level for this agreement is estimated to be low due to the contract type, and past work performed by the same vendor.

Special Instructions:

Following Board approval, Clerk of the Board to please retain one (1) copy for the Clerk of the Board and forward the remaining two (2) signed contracts and a certified, stamped Minute Order approving this action to: Public Works, Resource Recovery and Waste Management Division, Attn: Travis Spier, 130 E. Victoria Street, Suite 100, Santa Barbara, CA 93101.

Attachments:

Attachment A: Amendment No. 2 to Board Contract BC19186 (3 originals)

Attachment B: Notice of Exemption dated October 19, 2018, approved December 11, 2018

Authored by:

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