



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: July 14, 2020
Placement: Administrative
Estimated Time:
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: First Amendment to Hazardous Waste Contract with Clean Harbors
Environmental Services, Inc., All 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 and authorize the Chair to execute the attached First Amendment to the Agreement with Clean Harbors Environmental Services, Inc. for the transportation, management, recycling and disposal of hazardous waste collected through County solid waste collection programs. The Amendment increases the contract amount by \$1,167,250 and extends the contract for an additional two (2) years ending June 30, 2022, for a total of a five (5) year agreement in a not-to-exceed amount of \$2,920,810; and
- b) Determine that the proposed action is not an approval of a new project under the California Environmental Quality Act (CEQA), pursuant to the CEQA Guidelines Section 15378(b)(5), because it consists of organizational or administrative activities that will not result in a direct or indirect change in the environment.

Summary Text:

In June 2017, after conducting a competitive procurement process, the Board approved a three-year contract with Clean Harbors Environmental Services, Inc., ("Clean Harbors") for a total cost not-to-exceed \$1,753,560. This contract covered transportation, management, recycling and disposal services

for the hazardous materials collected at the Community Hazardous Waste Collection Center (“CHWCC”) and the one-day collection events held in Santa Ynez and New Cuyama.

This Board Letter is an amendment to extend the services provided to the County for an additional two years in the amount of \$1,167,250 (FY 20/21: \$575,000; FY 21/22: \$592,250). The program is funded by a program fee added to the residential and commercial bills for the Cities of Santa Barbara and Goleta, and the unincorporated area of Santa Barbara County.

Background:

The County provides a variety of opportunities for the community to appropriately dispose of hazardous waste, including a permanent collection center located at the University of California, Santa Barbara (“UCSB”); a more limited collection facility located at the Santa Ynez Valley Recycling & Transfer Station for the recycling of antifreeze, batteries, oil, and latex paint (“ABOP”); and three one-day hazardous waste collection events held in Santa Ynez and New Cuyama.

The greatest quantity of hazardous material is collected at the permanent collection center located at UCSB, which is open to residents every Saturday and Sunday, and to small businesses every Friday by appointment; and the three one-day collection events in Santa Ynez and New Cuyama. This Board Letter proposes an increase in the contract between the hazardous waste management company and the County to service these programs.

The original contract was for a not-to-exceed amount of \$1,753,560 based on actual costs incurred through the above-mentioned programs for FY 17/18 to FY 19/20. The proposed Amendment in this Board Letter would extend the contract for an additional two years, to expire June 30, 2022, in a not-to-exceed amount of \$1,167,250 for a total five-year contract amount not-to-exceed \$2,920,810.

During the initial three years of the contract, Clean Harbors did not increase its rates to the County. It’s worth noting that they did apply a 9.5% increase across the board on all incineration waste streams to other customers but did not pass this increase on to the County. For the next two years, Clean Harbors is proposing an overall rate increase of 5% due to an increase in insurance rates and utility charges; increased regulatory agency fees; a higher cost of materials; and an increase in personnel costs. To date, County staff has been very pleased with the services provided and feels that the rates continue to be competitive. At this point, staff is recommending that the contract be increased in the amount of \$1,167,250 to cover the programs listed above until June 30, 2022. This would increase the contract amount to a not-to-exceed amount of \$2,920,810 for the entire five-year agreement.

Performance Measure:

There is a performance measure for operating the CHWCC housed at UCSB at a rate of \$1.87 per pound collected. There are three financial aspects to the program: 1) County administration of the program, 2) a contract with UCSB for use of the facility, as well as employees that work at the CHWCC, and 3) a contract with a hazardous waste management company that collects the material received and packaged at the facility, and transports it to an appropriate treatment or disposal facility. The Amendment proposed here pertains to the third component of the program, and its costs are included in the performance measure.

Fiscal and Facilities Impacts:

Budgeted: Yes.

<u>Funding Sources</u>	<u>Prior Year Cost</u>	<u>FY 2020/21 Cost</u>	<u>FY 2021/22 Cost</u>	<u>Total Cost</u>
General Fund				
State				
Federal				
Fees				
Original Contract - Enterprise Fund	\$ 1,753,560.00			\$ 1,753,560.00
Amendment No. 1 - Enterprise Fund		\$ 575,000.00	\$ 592,250.00	\$ 1,167,250.00
Total	\$ 1,753,560.00	\$ 575,000.00	\$ 592,250.00	\$ 2,920,810.00

There are sufficient funds budgeted in the Professional Services line item in the Resource Recovery & Waste Management (RR&WM) Division Enterprise Fund budget for FY 20/21 and FY 21/22 to accommodate the increase in contract amount.

Key Contract Risks:

Payments will be made after services are rendered and appropriate reporting documentation for household hazardous waste managed has been received by the County. Clean Harbors is a company that provides hazardous waste management services nationwide. To date, they have fulfilled all service obligations for the County, and this proposed Amendment to the contract should pose a low risk to the County. The program is funded by a program fee added to residential and commercial trash bills in participating jurisdictions.

Staffing Impacts:

Legal Positions:

0

FTEs:

0

Special Instructions:

Please provide a certified minute order. Retain one (1) original agreement for the Clerk of the Board and return the other two (2) original agreements to Jody Rundle in the Resource Recovery & Waste Management Division of Public Works, 130 E. Victoria St, Suite #100, Santa Barbara, CA 93101.

Attachments:

Attachment A: First Amendment to Agreement (3 Original Agreements)

Authored by:

Jody Rundle, Senior Program Specialist, Public Works Department, Resource Recovery & Waste Management Division, (805) 882-3602