

**BEFORE THE METRO COUNCIL**

FOR THE PURPOSE OF AUTHORIZING CHANGE ) RESOLUTION NO. 97-2491  
ORDER NO. 22 TO THE CONTRACT FOR )  
OPERATING METRO CENTRAL STATION, )  
CHANGE ORDER NO. 21 TO THE CONTRACT ) Introduced by Mike Burton  
FOR OPERATING METRO SOUTH STATION, ) Executive Officer  
AND CHANGE ORDER NO. 22 TO THE CONTRACT )  
FOR WASTE TRANSPORT SERVICES )

WHEREAS, Metro wishes to continue a project to separate wood and other waste suitable for production into hog fuel from mixed solid waste at Metro South Transfer Station, transport it to Metro Central Transfer Station where it will be chipped into hog fuel and sold for energy recovery; and

WHEREAS, Metro wishes to increase the amount of waste that is recovered at Metro transfer stations by modifying the Metro Recycling Credit; and

WHEREAS, Metro wishes to allow commercial haulers to deliver transfer trailers of waste to Metro Central Transfer Station during off-hours to avoid traffic congestion; and

WHEREAS, It is necessary to amend the agreement between Metro and Trans Industries for the operation of Metro Central Station to modify the Metro Recycling Credit, establish a hog fuel disposal price, and change the Station hours of operation; and

WHEREAS, It is necessary to amend the agreement between Metro and Waste Management of Oregon for the operation of Metro South Station to provide for compaction and transfer of wood and other hog fuel waste into transfer trailers for delivery to Metro Central Station; and

WHEREAS, It is necessary to amend the agreement between Metro and Jack Gray Transport, Inc. entitled Waste Transport Services to establish the price and conditions under which Metro will pay for the transport of wood and other hog fuel waste from the Metro South Station to the Metro Central Station; and

WHEREAS, Change Order No. 22, attached as Exhibit "A," provides the necessary modifications to the contract for the operation of Metro Central Station; and

WHEREAS, Change Order No. 21, attached as Exhibit "B," provides the necessary modifications to the contract for the operation of Metro South Station; and

WHEREAS, Change Order No. 22, attached as Exhibit "C," provides the necessary modifications to the contract for Waste Transport Services; and

WHEREAS, The resolution was submitted to the Executive Officer for consideration and was forwarded to the Metro Council for their approval; now, therefore,

**BE IT RESOLVED,**

1. That the Metro Council approves Change Order No. 22 to the contract between Metro and Trans Industries for the operation of Metro Central Station attached as Exhibit "A."

2. That the Metro Council approves Change Order No. 21 to the contract between Metro and Waste Management of Oregon for the operation of Metro South Station attached as Exhibit "B."

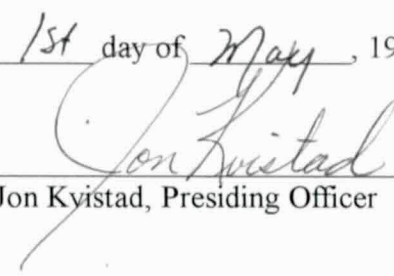
3. That the Metro Council approves Change Order No. 22 to the contract between Metro and Jack Gray Transport, Inc. for Waste Transport Services attached as Exhibit "C."

4. That the Metro Council authorizes the Executive Officer to execute Change Order No. 22 to the contract between Metro and Trans Industries for the operation of Metro Central Station.


5. That the Metro Council authorizes the Executive Officer to execute Change Order No. 21 to the contract between Metro and Waste Management of Oregon for the operation of Metro south Station.

6. That the Metro Council authorizes the Executive Officer to execute Change Order No. 22 to the contract between Metro and Jack Gray Transport, Inc. for Waste Transport Services.

ADOPTED by the Metro Council this 1st day of May, 1997.

  
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Jon Kvistad, Presiding Officer

Approved as to Form:

  
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Daniel B. Cooper, General Counsel

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**CHANGE ORDER SUMMARY**

**CONTRACTOR:** Browning-Ferris Industries - Trans Industries

**PROJECT:** Metro Central Station - Operations

**PURPOSE:** Time Extension of C/O #19 (Wood Waste)

**CONTRACT NO.:** 901584      **BUDGET NO.** 531-310295-526610-75413

**DEPARTMENT:** Regional Environmental Management

**ACCOUNT NAME** Operating

**THIS REQUEST IS FOR APPROVAL OF CHANGE NUMBER: 22**

1. The original contract sum was	\$33,264,000.00
2. Net change by previously authorized change order	\$3,771,994.00
3. The contract sum prior to this request was	\$37,035,994.00
4. Total amount of this change order request	\$ - 0 -
5. The new contract sum, including this change order	\$37,035,994.00
6. The contract sum paid year-to-date	\$26,093,918.29
7. Fiscal Year appropriation for FY 96-97	\$3,489,831.00

Line item name: Disposal Operations - Station Operations

Estimated appropriation remaining as of 3/25/97      \$1,504,349.34

8. Start Date: 1/2/97    Expire Date: 9/30/97 (estimated)

**REVIEW AND APPROVAL:**

<u>Ray Barker for Terry Petersen</u>	<u>3/26/97</u>	<u>[Signature]</u>	<u>4/1/97</u>
Manager, Environmental Mgmt.	Date	Fiscal Review	Date
<u>[Signature]</u>	<u>4/1/97</u>		
Director, Environmental Mgmt.	Date	Budget Review	Date
<u>[Signature]</u>	<u>                    </u>		
Director, Administrative Services	Date	Legal Review	Date

MODIFICATION TO THE CONTRACT BETWEEN  
METRO AND TRANS INDUSTRIES  
FOR THE OPERATION OF METRO CENTRAL STATION

**METRO POC:** Terry Petersen, Environmental Services Manager

**CONTRACTOR POC:** Steve Miesen, District Manager

This Agreement is dated as of the last signature date below and is entered into between Metro and Trans Industries, referred to herein as "Contractor," pursuant to the Metro Transfer Station Operation Agreement made and entered into December 8, 1989.

1. The termination date for the services specified in Change Order No. 19 is extended until the Metro Transfer Station Operation Agreement expires.

Except as modified herein, all terms and conditions of the original agreement and previous change orders remain in full force and effect.

**TRANS INDUSTRIES**

**METRO**

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Print Name and Title

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MODIFICATION TO THE CONTRACT BETWEEN  
METRO AND TRANS INDUSTRIES  
FOR THE OPERATION OF METRO CENTRAL STATION

METRO POC: Terry Petersen, Environmental Services Manager

CONTRACTOR POC: Steve Miesen, District Manager

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TRANS INDUSTRIES

METRO

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Signature

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**CONTRACTOR POC:** Steve Miesen, District Manager

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**METRO**

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EXHIBIT B  
CHANGE ORDER SUMMARY

CONTRACTOR: Waste Management of Oregon  
PROJECT: Metro South Station Operations  
PURPOSE: Time Extension and increase amount for C/O #19  
CONTRACT NO.: 901106                      BUDGET NO. 531-310294-526610-75413  
DEPARTMENT: Regional Environmental Management  
ACCOUNT NAME Operating

THIS REQUEST IS FOR APPROVAL OF CHANGE NUMBER: 21

- |   |                 |
|---|-----------------|
| 1. The original contract sum was                            | \$7,325,414.00  |
| 2. Net change by previously authorized change order         | \$5,624,828.96  |
| 3. The contract sum prior to this request was               | \$12,950,242.96 |
| 4. Total amount of this change order request                | \$6,400.00      |
| 5. The new contract sum, including this change order.       | \$12,956,642.96 |
| 6. contract sum paid to date                                | \$9,193,924.19  |
| 7. Fiscal Year appropriation for FY 96-97                   | \$1,568,748.00  |
| Line item name: Disposal Operations                         |                 |
| Estimated appropriation remaining as of 3/26/97             | \$578,237.52    |
| 8. Start Date: 12/25/96    Expire Date: 9/30/97 (estimated) |                 |

REVIEW AND APPROVAL:

<u>Ray Barker for Terry Petersen</u>	<u>3/26/97</u>	<u>[Signature]</u>	<u>4/1/97</u>
Manager, Environmental Mgmt.	Date	Fiscal Review	Date
<u>[Signature]</u>	<u>4/2/97</u>		
Director, Environmental Mgmt.	Date	Budget Review	Date
<u>Director, Administrative Services</u>	<u>                    </u>	<u>                    </u>	<u>                    </u>
VENDOR #10338	Date	Legal Review	Date
901106.c20			



MODIFICATION TO THE CONTRACT BETWEEN  
METRO AND WASTE MANAGEMENT OF OREGON  
FOR THE OPERATION OF METRO SOUTH STATION

METRO POC: Terry Petersen, Environmental Services Manager

CONTRACTOR POC: Dan Dudley, Operations Manager

This agreement is dated as of the last signature date below and is entered into between Metro and Waste Management of Oregon, referred to herein as "Contractor," pursuant to Article 17, page V-20 of the Metro South Station operations contract dated October 1989.

1. The termination date for the services specified in Change Order No. 19 is extended until the Metro South Station operations contract expires.
2. Item #7 of Change Order No. 19 is deleted.

Except as modified herein, all other terms and conditions of the original agreement and previous change orders remain in full force and effect.

WASTE MANAGEMENT OF OREGON

METRO

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Signature

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Signature

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Print Name and Title

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MODIFICATION TO THE CONTRACT BETWEEN  
METRO AND WASTE MANAGEMENT OF OREGON  
FOR THE OPERATION OF METRO SOUTH STATION

METRO POC: Terry Petersen, Environmental Services Manager

CONTRACTOR POC: Dan Dudley, Operations Manager

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1. The termination date for the services specified in Change Order No. 19 is extended until the Metro South Station operations contract expires.
2. Item #7 of Change Order No. 19 is deleted.

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WASTE MANAGEMENT OF OREGON

METRO

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Print Name and Title

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MODIFICATION TO THE CONTRACT BETWEEN  
METRO AND WASTE MANAGEMENT OF OREGON  
FOR THE OPERATION OF METRO SOUTH STATION

METRO POC: Terry Petersen, Environmental Services Manager

CONTRACTOR POC: Dan Dudley, Operations Manager

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1. The termination date for the services specified in Change Order No. 19 is extended until the Metro South Station operations contract expires.
2. Item #7 of Change Order No. 19 is deleted.

Except as modified herein, all other terms and conditions of the original agreement and previous change orders remain in full force and effect.

WASTE MANAGEMENT OF OREGON

METRO

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Print Name and Title

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EXHIBIT C  
CHANGE ORDER SUMMARY

CONTRACTOR: Jack Gray Transport, Inc.  
 PROJECT: Waste Transport Services  
 PURPOSE: Extend Termination Date of C/O #20 (wood waste)

CONTRACT NO.: 900848 BUDGET NO. 531-310294-526611-75413

DEPARTMENT: Regional Environmental Management

ACCOUNT NAME: Operating

THIS REQUEST IS FOR APPROVAL OF CHANGE NUMBER: 22

1. The original contract sum was	\$317,747,682.00
2. Net change by previously authorized change order	<\$30,617,849.01>
3. The contract sum prior to this request was	\$287,179,590.53
4. Total amount of this change order request	\$0.00
5. The new contract sum, including this change order	\$287,179,590.53
6. Total contract payments to date:	\$66,531,800.46
7. Fiscal Year appropriation for FY 96-97	\$4,661,078.00
Line item name: Disposal Operations - Transportation	
Estimated appropriation remaining as of 3/25/97	\$1,201,494.12
8. Start Date: 2/5/97 Expire Date: 9/30/97 (estimated)	

REVIEW AND APPROVAL:

<u>Ray Barker</u>	<u>for Terry Peterson</u>	<u>3/26/97</u>	<u>[Signature]</u>	<u>4/1/97</u>
Manager, Environmental Mgmt. Dept.	Date	Fiscal Review	Date	
<u>[Signature]</u>	<u>4/2/97</u>			
Director, Environmental Mgmt. Dept.	Date	Budget Review	Date	
Director, Administrative Services	Date	Legal Review	Date	

CHANGE ORDER NO. 22  
METRO CONTRACT NO. 900848

MODIFICATION TO THE CONTRACT BETWEEN  
METRO AND JACK GRAY TRANSPORT, INC.  
FOR WASTE TRANSPORT SERVICES

METRO POC: Terry Petersen, Environmental Services Manager

CONTRACTOR POC: Gary Goldberg, Executive Vice President

This Agreement is dated as of the last signature date below and is entered into between Metro and Jack Gray Transport, Inc., referred to herein as "Contractor," pursuant to the Waste Transport Services Agreement entered into March 1, 1989.

1. The termination date for the services specified in Change Order No. 19 is extended until the the current agreement between Metro and Waste Management of Oregon for operating Metro South Transfer Station expires.

Except as modified herein, all other terms and conditions of the original agreement and previous change orders remain in full force and effect.

JACK GRAY TRANSPORT, INC.

METRO

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CHANGE ORDER NO. 22  
METRO CONTRACT NO. 900848

MODIFICATION TO THE CONTRACT BETWEEN  
METRO AND JACK GRAY TRANSPORT, INC.  
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CONTRACTOR POC: Gary Goldberg, Executive Vice President

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JACK GRAY TRANSPORT, INC.

METRO

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CHANGE ORDER NO. 22  
METRO CONTRACT NO. 900848

MODIFICATION TO THE CONTRACT BETWEEN  
METRO AND JACK GRAY TRANSPORT, INC.  
FOR WASTE TRANSPORT SERVICES

METRO POC: Terry Petersen, Environmental Services Manager

CONTRACTOR POC: Gary Goldberg, Executive Vice President

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JACK GRAY TRANSPORT, INC.

METRO

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## STAFF REPORT

IN CONSIDERATION OF RESOLUTION NO. 97-2491 FOR THE PURPOSE OF AUTHORIZING CHANGE ORDER NO. 22 TO THE CONTRACT FOR OPERATING METRO CENTRAL STATION, CHANGE ORDER NO. 21 TO THE CONTRACT FOR OPERATING METRO SOUTH STATION, AND CHANGE ORDER NO. 22 TO THE CONTRACT FOR WASTE TRANSPORT SERVICES

Date: March 17, 1997

Presented by: Terry Petersen

### PROPOSED ACTION

Adoption of Resolution No. 97-2491 would authorize Change Orders to the contracts for operating Metro Central and Metro South Transfer Stations and the contract for waste transport services in order to:

1. Continue a project to separate wood and other waste suitable for production into hog fuel;
2. Continue a modification of the Metro Recycling Credit to increase the amount of waste that is recovered at Metro transfer stations.
3. Continue to allow commercial haulers to deliver transfer trailers of waste to Metro Central Station during off-hours to avoid traffic congestion.

### FACTUAL BACKGROUND AND ANALYSIS

#### *Wood Recovery Project:*

On June 13, 1996, the Metro Council approved Resolution No. 96-2323 authorizing Change Order No. 19 to the contract for operating Metro Central Station, Change Order No. 19 to the contract for operating Metro South Station, and Change Order No. 20 to the contract for waste transport services. These change orders provided for a project to separate wood and other waste suitable for production into hog fuel.

The intent was to have the wood recovery project and the other contract modifications continue until the expiration of the current transfer station contracts, which at the time was April 30, 1997. The expiration date of the station contracts, however, was extended to September 30, 1997.

Significant amounts of wood continue to be delivered to Metro South Transfer Station. Much of this material is suitable for processing into hog fuel for energy recovery. During the period of June 1996 through February 1997, 1,664 tons were processed into hog fuel at a cost of approximately \$45,000. It would have cost about \$66,000 to landfill the material, thus Metro saved \$21,000 during that time.

It is proposed that Metro continue to separate wood and other waste suitable for production into hog fuel from mixed solid waste at Metro South Transfer Station. The wood and other waste would



be compacted at Metro South Transfer Station and transported to Metro Central Transfer Station by Jack Gray Transport where it would be chipped into hog fuel and sold by the operator of the facility for energy recovery.

The project would continue until the expiration of current transfer station contracts (expected to be September 30, 1997). In order to continue the project, it is necessary to amend the operating contracts for Metro Central and Metro South Stations and the contract for waste transport services.

This project will recover wood waste at a lower cost than what Metro currently pays for transporting and disposing of the same material at the Columbia Ridge Landfill as shown below.

	Disposal at Columbia Ridge	Recovery Project
Transfer	\$4	\$8
Transport	\$13	\$6
Disposal	<u>\$23</u>	<u>\$13</u>
	\$40/ton	\$27/ton

The following three change orders are necessary to continue this project.

Change Order No. 22 - Metro Central Transfer Station

Change Order No. 22 to the Metro Central operating contract provides that Metro shall pay the Contractor, Trans Industries, \$13.00 per ton for each ton of suitable waste that is processed into hog fuel. The Contractor shall process into hog fuel all suitable waste that Metro delivers to the Metro Central Transfer Station. Suitable waste includes: (1) waste that Metro transfers from the Metro South Transfer Station to the Metro Central Transfer Station and (2) loads of waste received at Metro Central Transfer Station that arrive in commercial self-dumping vehicles that contain only suitable waste and can be processed into hog fuel without additional sorting to remove unsuitable materials.

Change Order No 21 Metro South Transfer Station

Change Order No. 21 to the Metro South operating contract provides that the Contractor, Waste Management of Oregon, shall compact and transfer wood and other hog fuel waste into Jack Gray Transport, Inc. transfer trailers for delivery to Metro Central Transfer Station. Metro shall pay the Contractor \$8.00 per ton for each ton transferred as hog fuel waste.

The Contractor shall store hog fuel waste that has been separated from other mixed solid waste on the receiving floor of the Station. The Contractor shall push the waste into the pit, run over the waste with the loader in the pit in order to break up the waste and make it suitable for compacting, and then push the waste into the compactor for loading.

## Change Order No. 22 Waste Transport Services

Change Order No. 22 to the contract with Jack Gray Transport, Inc. for waste transport services provides that the Contractor shall transport wood and other hog fuel waste from Metro South Transfer Station to Metro Central Transfer Station. Metro shall pay the Contractor \$62.00 per hour from the time the transfer trailer arrives at the compactor at Metro South Transfer Station until it is unloaded at Metro Central Transfer Station with expected loads of 20 tons and transport time of two hours, per ton transport costs would be about \$6.00.

### ***Metro Recycling Credit:***

On June 13, 1996, the Metro Council authorized Change Order No. 19 to the contract for operating Metro Central Transfer Station. Prior to the Change Order, the contract required the Contractor to credit Metro 20% of the net revenues from the sale of recovered materials during that month. When markets for recyclable materials are low, as they currently are, the Contractor recovers less material from the mixed waste delivered to the Station because of the low profit margins. Last year, the Contractor laid off 18 employees that were working as sorters to recover recyclable materials from mixed waste because of poor market prices for recyclables.

Change Order No. 19 modified the recycling credit to the following:

Monthly Revenues	Metro Credit
\$0 to \$35,000	0%
\$35,001 to \$50,000	20% of the amount over \$35,000
\$50,001 to \$75,000	25% of the amount over \$35,000
\$75,001 to \$100,000	30% of the amount over \$35,000
\$100,001 to \$125,000	35% of the amount over \$35,000
\$125,001 and above	40% of the amount over \$35,000

When markets are high, Metro receives a higher percentage of the revenues from the sale of recovered materials. When markets are low, Metro receives a lower percentage, allowing the Contractor to continue recovery operations.

Change Order No. 22 would continue the modified recycling credit until the current Metro Central Transfer Station operations contract expires (expected to be September 30, 1997).

### ***Commercial Hours:***

Change Order No. 19, authorized by the Metro Council On June 13, 1996, provides that the operator of Metro Central Transfer Station shall accept waste delivered in transfer trailers 24-hours per day upon request of any commercial hauler delivering waste in transfer trailers. There is no extra charge to Metro and there is the potential to help reduce traffic at the facility. Change Order No. 22 would continue this policy until the current Metro Central Station operations contract expires (expected to be September 30, 1997).

## BUDGET IMPACT

The project to separate wood and other waste suitable for production into hog fuel will reduce Metro's costs for disposal of these materials. Metro's Recycling Credit from the sales of recovered materials should remain about the same over the long run, being less during downturns in the market for recyclables and more during good markets. The longer operating hours at Metro Central will have no budget impact.

## EXECUTIVE OFFICER RECOMMENDATION

The Executive Officer recommends approval of Resolution No. 97-2491.

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