

BEFORE THE COUNCIL OF THE  
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING A	)	RESOLUTION NO. 88-904
PUBLIC CONTRACT WITH CHEMICAL	)	
PROCESSORS, INC. TO COLLECT,	)	Introduced by Rena Cusma,
TRANSPORT, STORE, RECYCLE, TREAT	)	Executive Officer
AND DISPOSE OF HOUSEHOLD HAZARD-	)	
OUS WASTE FROM A COLLECTION DAY	)	
TO BE HELD BY METRO ON MAY 14,	)	
1988.	)	

WHEREAS, The Metropolitan Service District will be sponsoring a regional Household Hazardous Waste Collection Day and is in need of contracting with a vendor to collect, transport, store, recycle, treat and dispose of the materials from the May 14, 1988, event; and

WHEREAS, A Household Hazardous Waste Collection Day involves many variables in the type, quantity, treatment and disposal options for the materials collected it was necessary to negotiate the terms of the agreement; and

WHEREAS, A complete Request for Proposals process was followed and interviews granted to five companies, the selection of the contractor has been based on the company's past experience, price per drum, price per material, ability to meet Metro guidelines and deadlines, ability to handle unknown materials, ability to work with local Fire Departments to help reduce staff costs and ability to be responsible for all materials collected at the event; and

WHEREAS, All proper procedures have been followed to acquire the best vendor for the best price for this project; and

WHEREAS, The Metro team recommends contracting with Chemical Processors, Inc. to handle all materials collected at the May 14, 1988, Household Hazardous Waste Collection Event; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District authorizes the Executive Officer to enter into a contract with Chemical Processors, Inc. to handle all the materials from the Collection Day Event in a form substantially similar to attached Exhibit A.

ADOPTED by the Council of the Metropolitan Service District this 14th day of April, 1988.



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Corky Kirkpatrick,  
Deputy Presiding Officer

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04/12/88

STAFF REPORT

Agenda Item No. 8.3

Meeting Date April 14, 1988

CONSIDERATION OF RESOLUTION NO. 88-904, FOR THE PURPOSE OF AUTHORIZING A PUBLIC CONTRACT WITH CHEMICAL PROCESSORS, INC. TO COLLECT, TRANSPORT, STORE, RECYCLE, TREAT AND DISPOSE OF HOUSEHOLD HAZARDOUS WASTE FROM A COLLECTION DAY TO BE HELD BY METRO ON MAY 14, 1988.

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Date: April 11, 1988

Presented by: Vickie Rocker

FACTUAL BACKGROUND AND ANALYSIS

On August 28, 1986, the Metro Council adopted a Hazardous Waste Management Plan. One element of the Plan is to provide alternative recycling and disposal options to residents of the region. A pilot project was held on Saturday and Sunday, November 15 and 16, 1986.

To assist in implementing a household hazardous waste collection event, a licensed hazardous waste management firm is necessary. The contractor will be required to collect, transport, store, recycle, treat, and dispose of materials collected at a collection event to be sponsored by Metro on May 14, 1988.

On February 4, 1988, the Metro Council adopted Resolution No. 88-870 that provided an exemption from the public contracting procedure for the purpose of requesting proposals from hazardous waste management firms to handle the recycling, treatment, storage, and disposal of household hazardous wastes from the Metro-sponsored regional collection day.

The RFP document was available on February 26, 1988.

Announcement of the RFP was advertised the week of February 28, 1988, in the Oregonian, the Skanner, and Portland Business Today. Additionally, the RFP documents were mailed to 17 companies listed with the Environmental Protection Agency Region X office.

Proposals were due on March 21, 1988. Five proposals were received from:

Riedel Environmental Services, Inc.  
Pegasus Waste Management  
Northwest EnviroService, Inc.  
Chemical Waste Management, Inc.  
Chemical Procissors, Inc./Hahn Associates, Inc.

Five Metro staff members evaluated the proposals from March 21 - March 28, 1988. The team consisted of:

Vickie Rocker, Director of Public Affairs  
Bob Martin, Solid Waste Engineering Manager  
Daniel B. Cooper, General Counsel  
Rob Smoot, Solid Waste Engineer  
Joan Saroka, Public Affairs Specialist

All five companies qualified for the interview process. Interviews were held on March 30 and 31. During the interview process each proposer was asked to provide additional information about prices by using an Estimated Site Profile. Due date of the profile was April 5, 1988. This profile assumed a certain number of drums of specific materials and each proposer was asked to provide a total price on the profile.

This was done because each proposer quoted prices using a variety of methods of disposal and there was no way to equally assess their quotes. The Estimated Site Profile is not a way to identify what materials we will actually receive during the collection event. It was used to get a dollar figure from each company for the exact same materials and methods of disposal.

Chemical Processors was the lowest bidder. Their total Estimated Site Profile price was 19 percent lower than the next lowest bidder. The maximum compensation authorized by this contract shall be \$133,000. The contract may be amended in the event that the amount of barrels of waste collected when multiplied by the applicable unit prices exceeds the \$133,000 maximum.

On April 6, 1988, the Metro team reviewed all the materials; the written proposals, interview sessions and Estimated Site Profile costs.

Chemical Processors, Inc. has done 14 household hazardous waste collection events in the past 2-1/2 years. They have a generator permit, own and operate a treatment, storage and disposal facility. They are willing to accept "unknown" materials and take responsibility for them even if they are considered "unacceptable" materials. They are willing to work with the Fire Department personnel and still be responsible for the waste as soon as it is taken from a car. This will save on staff costs realized in some of the other proposals. They recommend a great deal of recycling for the collected materials through their own facility and they offered the best price on the Estimated Site Profile.

The original proposal was for a joint venture between Chemical Processors, Inc. and Hahn and Associates, Inc. On the advise of Metro General Counsel and with the consent of both Chemical Processors and Hahn and Associates, the contract, for liability purposes, will be with Chemical Processors only. The original proposal did not list any subcontracts. The contract now will list Hahn and Associates as a subcontractor to Chemical Processors. Research has

been completed to find another subcontractor with DBE/WBE status. There are no subcontractors certified for this type of work.

Staff recommends Chemical Processors, Inc., with Hahn and Associates as a subcontractor, be awarded the contract.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 88-904.

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8.2 Consideration of Resolution No. 88-890, for the Purpose of Reviewing Fiscal Policies and Needs and Declining to Seek a Tax Base for the District in November 1988

Motion: Councilor Knowles moved to adopt Resolution No. 88-890. Councilor Collier seconded the motion.

Councilor Knowles, Chair of the Council Planning & Development Committee, reported the Committee recommended adoption of the resolution.

Councilor Van Bergen thought Metro should seek a tax base at every available opportunity because that type of funding was necessary for general service type governments. It would always be argued that "now is not a good time to seek a tax base," he said.

Executive Officer Cusma urged the Council to support Councilor Knowles' recommendation. Elections were expensive to conduct, she explained, and Metro should work at building its credibility before seeking a tax base.

Councilor DeJardin said he was surprised to read in the newspaper the Executive's announcement she would not seek a tax base. He noted the announcement almost precluded the Council's decision. He had hoped the Executive and Council could have made that decision together, he explained.

Executive Officer Cusma said she had been discussing the tax base issue for months. The newspaper article was a result of a direct response to a reporter's direct question, she said. It was her policy, she explained, to indicate to reporters when the Council had not yet decided on an issue.

8.3 Consideration of Resolution No. 88-904, for the Purpose of Authorizing a Public Contract with Chemical Processors, Inc. to Collect, Transport, Store, Recycle, Treat and Dispose of Household Hazardous Waste from a Collection Day to be Held by Metro on May 14, 1988

Councilor Hansen, Chair of the Council Solid Waste Committee and Vice Chair of the Internal Affairs Committee, explained the Solid Waste Committee had approved staff's request for proposals process. The Presiding Officer had asked the Internal Affairs Committee to review the contract on April 14 in order to accommodate the project schedule. The Internal Affairs Committee recommended Council adoption of the resolution which would award the contract to Chemical Processors, Inc. The \$133,000 recommended contract sum would be adjusted depending on the actual amount of waste handled.

As a result of Councilor Van Bergen's questions about the Committee approval process, Deputy Presiding Officer Kirkpatrick said she would recommend the Presiding Officer place on a future Internal Affairs Committee the issue of how contracts could be reviewed by Council Committees in a more timely manner.

In response to Councilor Knowles' question, Yvonne Sherlock and Councilor Hansen explained there were no certified Disadvantaged/Women Business Enterprise (DBE/WBE) businesses who could perform the work. Councilor Kelley said the proposed contract language relating to "zero percent" DBE/WBE participation was misleading and suggested staff change the language to clarify that no DBE/WBE businesses were available to do the work.

Vote: A vote on the motion to adopt Resolution No. 88-904 resulted in all eleven Councilors present voting aye. Councilor Ragsdale was absent.

The motion carried and Resolution No. 88-904 was adopted.

8.4 Resolution No. 88-903, for the Purpose of Amending a Contract for Soils Work with Rittenhouse-Zeman & Associates (for the Zoo Africa Exhibit)

Council Zoo Committee Chair Kelley explained the contract was necessary due to requirements imposed by the City of Portland. The Zoo Committee unanimously recommended adoption of the resolution.

Motion: Councilor Kelley moved, seconded by Councilor DeJardin, to adopt Resolution No. 88-903.

Deputy Presiding Officer Kirkpatrick noted it was unfortunate the City had given Metro no alternatives.

Vote: A vote on the motion to adopt Resolution No. 88-903 resulted in all eleven Councilors present voting aye. Councilor Ragsdale was absent.

The motion carried and Resolution No. 88-903 was adopted.

9. COMMITTEE REPORTS

Chairs of the Council Budget, Convention Center, Planning & Development, Zoo and Solid Waste Committees discussed upcoming Committee meeting agendas.

Councilor Van Bergen was concerned about the number of meetings Councilors were expected to attend as a result of the new committee system. He explained he would soon be forced to cut back in his