

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AUTHORIZING) RESOLUTION NO. 88-957
CHANGE ORDER NO. 7 TO THE CONTRACT)
WITH BROWNING FERRIS INDUSTRIES) Introduced by Rena Cusma,
TO DISPOSE OF CONTAMINATED YARD) Executive Officer
DEBRIS)

WHEREAS, The Metropolitan Service District has stored large quantities of contaminated yard debris at the St. Johns Landfill; and

WHEREAS, The Department of Environmental Quality has ordered that the stockpile be removed; and

WHEREAS, A reasonable price for the movement from the transfer station area to the working face has been negotiated with the contractor (Browning Ferris Industries); and

WHEREAS, Records will be kept to ensure that this operation will not adversely impact the landfill operations during the closure season; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District authorizes Change Order No. 7 to the St. Johns Operations Contract for the purpose of moving and landfilling contaminated yard debris at the St. Johns Landfill.

ADOPTED by the Council of the Metropolitan Service District this 28th day of July, 1988.



Mike Ragsdale, Presiding Officer



GRANT/CONTRACT SUMMARY

METROPOLITAN SERVICE DISTRICT

GRANT/CONTRACT NO. 85-8-881SW BUDGET CODE NO. 30-63-00-7500-32000
 FUND: Operation DEPARTMENT: Solid Waste (IF MORE THAN ONE) - - - -
 SOURCE CODE (IF REVENUE) - - - -

INSTRUCTIONS

- OBTAIN GRANT/CONTRACT NUMBER FROM CONTRACTS MANAGER. CONTRACT NUMBER SHOULD APPEAR ON THE SUMMARY FORM AND ALL COPIES OF THE CONTRACT.
- COMPLETE SUMMARY FORM.
- IF CONTRACT IS —
 - SOLE SOURCE, ATTACH MEMO DETAILING JUSTIFICATION.
 - UNDER \$2,500, ATTACH MEMO DETAILING NEED FOR CONTRACT AND CONTRACTOR'S CAPABILITIES, BIDS, ETC.
 - OVER \$2,500, ATTACH QUOTES, EVAL. FORM, NOTIFICATION OF REJECTION, ETC.
 - OVER \$50,000, ATTACH AGENDA MANAGEMENT SUMMARY FROM COUNCIL PACKET, BIDS, RFP, ETC.
- PROVIDE PACKET TO CONTRACTS MANAGER FOR PROCESSING

1. PURPOSE OF GRANT/CONTRACT Transfer and disposal of Contaminated yard debris at St. Johns Landfill

2. TYPE OF EXPENSE PERSONAL SERVICES LABOR AND MATERIALS PROCUREMENT
 PASS THROUGH AGREEMENT INTER-GOVERNMENTAL AGREEMENT CONSTRUCTION
 OTHER

OR

TYPE OF REVENUE GRANT CONTRACT OTHER

3. TYPE OF ACTION CHANGE IN COST CHANGE IN WORK SCOPE
 CHANGE IN TIMING NEW CONTRACT

4. PARTIES Metro - Browning Ferris Industries

5. EFFECTIVE DATE June 1, 1988 TERMINATION DATE November 30, 1988
 (THIS IS A CHANGE FROM _____)

6. EXTENT OF TOTAL COMMITMENT:	ORIGINAL/NEW	\$ <u>13,236,367</u>
	PREV. AMEND	<u>409,874</u>
	THIS AMEND	<u>228,000</u>
	TOTAL	\$ <u>13,874,241</u>

7. BUDGET INFORMATION

A. AMOUNT OF GRANT/CONTRACT TO BE SPENT IN FISCAL YEAR 1988-89 \$ 228,000
 B. BUDGET LINE ITEM NAME 7500 AMOUNT APPROPRIATED FOR CONTRACT \$ 2,225,000
 C. ESTIMATED TOTAL LINE ITEM APPROPRIATION REMAINING AS OF _____, 1989 \$ 4,456,000

8. SUMMARY OF BIDS OR QUOTES (PLEASE INDICATE IF A MINORITY BUSINESS ENTERPRISE)

N/A SUBMITTED BY _____ \$ _____ MBE
 SUBMITTED BY _____ \$ _____ MBE
 SUBMITTED BY _____ \$ _____ MBE

9. NUMBER AND LOCATION OF ORIGINALS _____

10. A. APPROVED BY STATE/FEDERAL AGENCIES? YES NO NOT APPLICABLE
 B. IS THIS A DOT/UMTA/FHWA ASSISTED CONTRACT YES NO
11. IS CONTRACT OR SUBCONTRACT WITH A MINORITY BUSINESS? YES NO
 IF YES, WHICH JURISDICTION HAS AWARDED CERTIFICATION _____
12. WILL INSURANCE CERTIFICATE BE REQUIRED? YES NO
13. WERE BID AND PERFORMANCE BONDS SUBMITTED? YES NOT APPLICABLE
 TYPE OF BOND _____ AMOUNT \$ _____
 TYPE OF BOND _____ AMOUNT \$ _____
14. LIST OF KNOWN SUBCONTRACTORS (IF APPLICABLE)
- | | | |
|------------|---------------|------------------------------|
| NAME _____ | SERVICE _____ | <input type="checkbox"/> MBE |
| NAME _____ | SERVICE _____ | <input type="checkbox"/> MBE |
| NAME _____ | SERVICE _____ | <input type="checkbox"/> MBE |
| NAME _____ | SERVICE _____ | <input type="checkbox"/> MBE |
15. IF THE CONTRACT IS OVER \$10,000
 A. IS THE CONTRACTOR DOMICILED IN OR REGISTERED TO DO BUSINESS IN THE STATE OF OREGON?
 YES NO
 B. IF NO, HAS AN APPLICATION FOR FINAL PAYMENT RELEASE BEEN FORWARDED TO THE CONTRACTOR?
 YES DATE _____ INITIAL _____
16. COMMENTS:

GRANT/CONTRACT APPROVAL

INTERNAL REVIEW

[Signature] 5/24/88
 DEPARTMENT HEAD
[Signature] 6/1/88
 FISCAL REVIEW
[Signature] 6/3/88
 BUDGET REVIEW

CONTRACT REVIEW BOARD

(IF REQUIRED) DATE _____
 1. _____
 COUNCILOR
 2. _____
 COUNCILOR
 3. _____
 COUNCILOR

COUNCIL REVIEW

(IF REQUIRED)

 DATE

LEGAL COUNSEL REVIEW AS NEEDED:

- A. DEVIATION TO CONTRACT FORM _____
 B. CONTRACTS OVER \$10,000 _____
 C. CONTRACTS BETWEEN GOVERNMENT AGENCIES _____

Project: Contaminated Yard Debris
Metro POC: Jim Shoemake, Facilities Manager
Contractor POC: Mike Casetta, Assistant Landfill Manager
Completion Date: October 31, 1988

This agreement is entered into between Metro and
Browning Ferris Industries hereinafter called "Contractor,"
(Contractor)
pursuant to Article 22, Page 21 (part 3), Paragraph A (1) of the
(Article, Page & Paragraph)
St. Johns Landfill Operations #85-8-881SW dated June 1985.
(contract description) (contract number)

1. Contractor agrees to perform the following additional work and/or provide the following items by the completion date described above:

See Attachment "A"

2. Metro agrees to pay Contractor the unit price of \$5.07 per Cubic Yard for the above described services and/or materials. Metro shall pay Contractor within 30 days of completion of services and receipt of an approved billing from Contractor.
3. The maximum compensation which Metro shall be obligated to pay Contractor pursuant to this Change Order shall be \$228,000.
4. All other terms and conditions of the original agreement remain in full force and effect.

BROWNING FERRIS INDUSTRIES

METROPOLITAN SERVICE DISTRICT

Contractor

Department Head

Executive Officer

Executive Officer

Date

Date

ATTACHMENT A

SCOPE OF WORK

BFI-Metro Change Order #7

1. The contractor shall load hauling vehicle with contaminated yard debris, weigh them at the gatehouse, and haul the material to the working face.
2. The contractor shall have one drop box container near the working area for recovery of large scrap metal items that will be pulled from the debris. The contractor should try to recover as much recyclable material from the yard debris as possible without delaying operations.
3. The gatehouse will record all truck loads of yard debris that are hauled by weight and yardage on a standard weight ticket using the Metropolitan Service District's account number. They will hand write the yardage of each truck, and provide a weekly total to the contractor with one copy of invoices.
4. The contractor shall bill Metro monthly based on the invoices submitted by the gatehouse.
5. The contractor shall incorporate the contaminated yard debris into the working face in a similar fashion as regular waste. Effort should be made to evenly distribute the material throughout the working face to prevent differential settlement.
6. No portion of the contaminated material shall be used as cover unless authorized in writing by Metro.
7. When all the yard debris has been removed, the contractor shall insure that the area is graded to provide positive drainage, and that it is accessible by vehicle.
8. The contractor shall keep records of all equipment and personnel used on this project, and submit that record to Metro at the completion of the project.



St. John's Landfill

RECEIVED

MAR 21 1988

FILE CODE:
METRO SOLID WASTE DEPT.

TO: JIM SHOEMAKE
FACILITIES DIRECTOR, METRO
FROM: MIKE CASSETTA
ASSISTANT MANAGER, BFI
DATE: MARCH 18, 1988
RE: BID FOR THE REMOVAL OF THE
CONTAMINATED YARD DEBRIS

Dear Jim,

Here it is! The final bid for the yard debris removal project! This bid is based on the decision that the est. 45,000 yards of material is hauled to the dumping area of the St. Johns Landfill site.

This project is expected to last four months. The material will be loaded into 30 yard containers and weighed by the scales before being unloaded.

The following is a break-down of the bid:

Table with 2 columns: Item description and Price. Items include TRUCK & OPERATOR, LOADER & OPERATOR, CAT & OPERATOR, SUPERVISION, MISC. RELATED COSTS, PROFIT, TOTAL BID PRICE (45,000 YARDS), and TOTAL BID PRICE PER YARD.

The bid price of \$5.07 per yard is effective through April 30, 1988.

Please call with any questions.

Sincerely,
[Signature]
Mike Casetta
Assistant Manager
St. Johns Landfill/BFI

CONSIDERATION OF RESOLUTION NO. 88-957 AUTHORIZ-
ING CHANGE ORDER NO. 7 TO THE CONTRACT WITH
BROWNING FERRIS INDUSTRIES TO DISPOSE OF CONTAMI-
NATED YARD DEBRIS

Date: May 4, 1988

Presented by: Jim Shoemake

FACTUAL BACKGROUND AND ANALYSIS

Since 1983, Metro has attempted to keep source separated yard debris out of the wastestream. In our efforts to do so, a large pile of contaminated material has been stockpiled adjacent to the public transfer station at the St. Johns Landfill. We estimate this stockpile to be approximately 45,000 cubic yards.

In January 1988, DEQ notified the Metro Solid Waste Department that the contaminated material must be moved, processed or landfilled no later than June 30, 1988. Staff has since requested an extension from that date to prevent placing too much yard debris in the current fill area and to more evenly spread it throughout the fill areas to be used this summer.

Staff evaluated a previous bid to recycle that material which was listed at \$70 per ton (\$26.11 per cubic yard). Staff also considered transporting the material to a limited use landfill (Hillsboro Landfill). The price for that option was \$13.67 per cubic yard.

The option selected is to landfill the material at St. Johns at a cost of \$5.07 per cubic yard. This would require a change order to the St. Johns operation contract. The breakdown in total anticipated expenditures is as follows:

Recycle at \$26.11 per cy	\$1,174,950
Landfill Hillsboro at \$13.67 per cy	615,150
Landfill St. Johns at \$5.07 per cy	228,150

It is anticipated that the total will not exceed this estimate and that the ground beneath the yard debris will be graded to promote drainage after the material is removed.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 88-957.



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Date: July 13, 1988

To: Council Solid Waste Committee

From: Ray Barker, Council Analyst *RB*

Regarding: CONTRACT WITH BROWNING-FERRIS INDUSTRIES TO DISPOSE OF
CONTAMINATED YARD DEBRIS

A review of the proposed contract with Browning-Ferris Industries to dispose of approximately 45,000 cubic yards of contaminated yard debris at the St. Johns Landfill raises the following questions:

1. What is the new deadline imposed by the Department of Environmental Quality (DEQ) to dispose of the yard debris at St. Johns Landfill?
2. What has been done to prevent future stockpiling of such a large quantity of contaminated materials at the Landfill?
3. Were other bids requested for the proposed moving and land-filling of the contaminated yard debris?
4. Does the current contract prohibit someone other than Brown-Ferris Industries from moving and landfilling the contaminated yard debris at the St. Johns Landfill?
5. What will be done to ensure that the contractor will recover as much recyclable materials from the yard debris as possible?

Comments

While it may be preferable in some ways to recycle the 45,000 cubic yards of contaminated yard debris, the cost appears to be prohibitive. The estimated cost for recycling the material is five times as much as landfilling it at St. Johns and nearly twice the cost of landfilling it at the Hillsboro Landfill.

RB/sm
9864C/D3



METRO

2000 S.W. First Avenue
Portland, OR 97201-5398
503/221-1646

Memorandum

Agenda Item No. 8.3, 8.4

Meeting Date July 28, 1988

Date: July 20, 1988

To: Metro Council

From: Councilor Gary Hansen ^{GH.}
Chair, Council Solid Waste Committee

Regarding: COUNCIL SOLID WASTE COMMITTEE REPORT
ON JULY 28, 1988, COUNCIL MEETING AGENDA ITEMS

Agenda Item 8.3

Consideration of Resolution No. 88-957, for the Purpose of Authorizing Change Order No. 7 to the Contract with Browning Ferris Industries to Dispose of Contaminated Yard Debris

Committee Recommendation

The Solid Waste Committee recommends Council adoption of Resolution No. 88-957. This action taken July 19, 1988.

Discussion

Approximately 45,000 cubic yards of contaminated yard debris has been stockpiled at the St. Johns Landfill and the DEQ has notified Metro that the material must be processed or land-filled. To recycle the material would cost approximately \$1,174,950. The estimated cost to landfill it is \$228,150.

Councilor Kirkpatrick stated she would like to see the yard debris recycled. Councilor Hansen pointed out that the "contamination" is not due to hazardous materials but things like rocks that make it difficult to recycle.

The Committee voted 3 to 1 to recommend Council adoption of Resolution No. 88-957. Voting aye: Garnder, Hansen and Kelley. Voting nay: Kirkpatrick.

Agenda Item 8.4

Consideration of Resolution No. 88-959, for the Purpose of Authorizing the Executive Officer to Execute a Contract with Sweet-Edwards/EMCON, Inc. for Hydrogologic and Engineering of the St. Johns Landfill.

Memorandum
July 20, 1988
Page 2

Committee Recommendation

The Solid Waste Committee recommends Council adoption of Resolution No. 88-959. This action taken July 19, 1988.

Discussion

The purpose of the contract is to investigate the impact of the St. Johns Landfill on the surrounding environment and to develop the environmental management options with costs for public discussion and decision by Metro.

The Committee voted 4 to 0 to recommend Council adoption of Resolution No. 88-959. Voting aye: Gardner, Hansen, Kelley and Kirkpatrick.

RB/gl
9913C/D4