

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

AUTHORIZING AN EXEMPTION FROM) RESOLUTION NO. 89-1073A
COMPETITIVE BIDDING FOR A CONTRACT)
EXTENSION WITH SAFETY SPECIALISTS,) Introduced by Rena Cusma,
INC.) Executive Officer

WHEREAS, On September 22, 1988 the Council of the Metropolitan Service District adopted Resolution No. 88-974 authorizing the Executive Officer to enter into a contract with Safety Specialists, Inc. to collect, transport, store, recycle, treat and dispose of the materials from two Household Hazardous Waste Collection Events for an amount not to exceed \$277,283.00; and

WHEREAS, The cost of the collection event held on October 1, 1988 was \$162,107.61, more than half of the total contract amount; and

WHEREAS, The original contract amount of \$277,283.00 was based upon a fixed cost plus a variable cost which is calculated using estimates of the rate of participation and the type of waste; and

WHEREAS, Safety Specialists, Inc. payments are calculated based upon the fixed cost plus the variable cost that is calculated using the rate of participation and the type of waste; and

WHEREAS, The rate of participation and success of the program have exceed expectations; and

WHEREAS, The second collection event under this contract is scheduled for April 22, 1989; and

WHEREAS, Due to the higher participation rate at the October 1, 1988 collection event there is only \$115,175.39 dollars remaining under the originally allocated funding for the these two collection events; and

WHEREAS, It is anticipated that the April 22, 1989 collection event will exceed the participation rate of the October 1, 1988 collection event; and

WHEREAS, The Council adopted Ordinance No. 89-271E on March 23, 1989, which revised the Metro Contract Code to require an exemption from competitive bidding be granted by the Contract Review Board for contract extensions such as proposed in this resolution; and

WHEREAS, The 1988-89 budget for this project is \$400,000.00, of which \$237,892.39 dollars remain; now, therefore,
BE IT RESOLVED,

That the Council of the Metropolitan Service District acting as the Contract Review Board grants an exemption from the competitive bidding requirements for the extension of the contract with Safety Specialists, Inc., for a total contract price not to exceed \$400,000.

ADOPTED by the Council of the Metropolitan Service District this 13th day of April, 1989.

Mike Ragsdale
Mike Ragsdale, Presiding Officer

amn
R1073.SW
4/13/89

COMMITTEE REPORT

Agenda Item 6.4

Meeting Date April 13, 1989

RESOLUTION NO. 89-1073A, AMENDING THE CONTRACT WITH SAFETY SPECIALISTS, INC., TO CORRECT, TRANSPORT, STORE, RECYCLE, TREAT, AND DISPOSE OF HOUSEHOLD HAZARDOUS WASTE NOT TO EXCEED \$400,000

DATE: March 29, 1989

Presented by: Councilor Roger Buchanan, Solid Waste Committee

Committee Recommendation: The Solid Waste Committee voted 4 to 0 to recommend Council adoption of Resolution No. 89-1073A as amended. Voting: Councilors Hansen, Kelley, Buchanan and Ragsdale. Absent: Councilor Wyers.

Committee Discussion/Issues: On September 22, 1988, the Metro Council adopted Resolution No. 88-974, authorizing a contract with Safety Specialists, Inc., to handle all the materials received at the Household Hazardous Waste Collection events on October 1, 1988, and April 22, 1989, for an amount not to exceed \$277,283.

Metro's October 1, 1988, event brought in about 200 barrels of waste more than the previous event. The October 1, 1988, event cost \$162,107.61 which is more than half of the maximum compensation authorized by the contract with Safety Specialists, Inc. It is likely that the April 22, 1989, collection event will cause the total contract sum to be in excess of the authorized limit of \$277,283. It is recommended that the contract be amended to provide that the total cost not exceed \$400,000.

Resolution No. 89-1073 was revised (and renumbered Resolution No. 89-1073A) by Council staff to comply with the new Contract Code Requirements adopted March 23, 1989. The new Contract Code provides that contract amendments that are over 20 percent of the original contract amount require an exemption from competitive bidding. The proposed contract amendment is 40 percent over the original amount.

The Solid Waste Committee supports the Household Hazardous Waste Collection events, but stressed that as much waste as possible be recycled (i.e., batteries, paints, etc.).

The Committee amended Resolution No. 89-1073A to increase the total cost of the contract \$277,283 to \$400,000. Exhibit A of the resolution was also amended to reflect that change. In addition, the amount to be paid the contractor seven days before each event, to cover mobilization expenses, was increased from \$27,728 to \$33,000.

RB:pa

A:\RAYB.059

STAFF REPORT

Agenda Item No. 3

Meeting Date March 28, 1989

CONSIDERATION OF RESOLUTION NO. 89-1073, FOR THE PURPOSE OF AMENDING THE CONTRACT WITH SAFETY SPECIALISTS, INC., TO COLLECT, TRANSPORT, STORE, RECYCLE, TREAT, AND DISPOSE OF HOUSEHOLD HAZARDOUS WASTE TO NOT EXCEED \$400,000.

Date: March 14, 1989

Presented by: Bob Martin and
Rob Smoot

PROPOSED ACTION

To amend the contract with Safety Specialists, Inc. so that Metro can promptly pay them for their services in collecting, transporting, storing, recycling, treating, and disposing of materials collected at four sites during two region-wide collection events. The first event sponsored by Metro took place on October 1, 1988; the second will be conducted on April 22, 1989.

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 for their household hazardous materials. A pilot project was held on Saturday and Sunday, November 15 and 16, 1986 at two East Multnomah County locations; regional household hazardous waste collection events were conducted at four sites on May 14, 1988, and October 1, 1988.

To assist in implementing household hazardous waste collection events, it is necessary to contract with a licensed hazardous waste management firm. The contractor is required to collect, transport, store, recycle, treat, and dispose of materials received at four sites during two region-wide collection events to be sponsored by Metro during each fiscal year.

On July 28, 1988, the Metro Council adopted Resolution No. 88-960 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 two Metro sponsored regional collection events.

On September 22, 1988, the Metro Council adopted Resolution No. 88-974 authorizing the executive officer to enter into a contract with Safety Specialists, Inc. to handle all the materials received at the Collection Day Events to be held on October 1, 1988 and April 22, 1989 for an amount not to exceed \$277,283.00.

The October 1, 1988 event cost \$162,107.61, which is more than half of the maximum compensation authorized by the contract with Safety Specialists, Inc.. The trend in other communities shows that each of their collection events takes in more waste than their preceding collection event. Metro's October 1, 1988 event brought in approximately 200 barrels of waste more than the previous event in May. It is likely that the April 22, 1989 collection event will cause the total contract sum to be in excess of the authorized limit.

It is therefore recommended that Attachment B of the contract, "TOTAL COST NOT TO EXCEED \$277,283.00", be amended to: "TOTAL COST NOT TO EXCEED \$400,000.00."

BUDGET IMPACTS

The Household Hazardous Waste Program was allotted \$400,000 dollars for the 1988-89 fiscal year budget. After spending \$162,107.61 for the October 1, 1988 collection event, there is \$237,892.39 remaining in the budget that could be allocated for the April 22, 1989 collection event. This amount should be adequate to cover any unforeseen increases in participation and does not require a budget amendment.

EXECUTIVE OFFICER'S RECOMMENDATION

The Executive Officer recommends adoption of Resolution No. 89-1073.

RS:ay
03/14/89

BEFORE THE COUNCIL OF THE
METROPOLITAN SERVICE DISTRICT

FOR THE PURPOSE OF AMENDING THE)	RESOLUTION NO. 89-1073
CONTRACT WITH SAFETY SPECIALISTS,)	
INC., TO COLLECT, TRANSPORT,)	Introduced by Rena Cusma,
STORE, RECYCLE, TREAT, AND DISPOSE)	Executive Officer
OF HOUSEHOLD HAZARDOUS WASTE TO)	
NOT EXCEED \$400,000)	

WHEREAS, On September 22, 1988 the Council of the Metropolitan Service District adopted Resolution No. 88-974 authorizing the Executive Officer to enter into a contract with Safety Specialists, Inc. to collect, transport, store, recycle, treat and dispose of the materials from two Household Hazardous Waste Collection Events for an amount not to exceed \$277,283.00; and

WHEREAS, The cost of the collection event held on October 1, 1988 was \$162,107.61, more than half of the total contract amount; and

WHEREAS, The original contract amount of \$277,283.00 was based upon a fixed cost plus a variable cost which is calculated using estimates of the rate of participation and the type of waste; and

WHEREAS, Safety Specialists, Inc. payments are calculated based upon the fixed cost plus the variable cost that is calculated using the rate of participation and the type of waste; and

WHEREAS, The rate of participation and success of the program have exceed expectations; and

WHEREAS, The second collection event under this contract is scheduled for April 22, 1989; and

WHEREAS, Due to the higher participation rate at the October 1, 1988 collection event there is only \$115,175.39 dollars remaining under the originally allocated funding for the these two collection events; and

WHEREAS, It is anticipated that the April 22, 1989 collection event will exceed the participation rate of the October 1, 1988 collection event; and

WHEREAS, The 1988-89 budget for this project is \$400,000.00, of which \$237,892.39 dollars remain; now, therefore,

BE IT RESOLVED,

That the Council of the Metropolitan Service District amends Attachment B (a copy of which is attached to this Resolution as Exhibit A) of the contract with Safety Specialists, Inc. that reads "TOTAL COST NOT TO EXCEED \$277,283.00" to now read: "TOTAL COST NOT TO EXCEED \$400,000."

ADOPTED by the Council of the Metropolitan Service District this _____ day of _____, 1989.

Mike Ragsdale, Presiding Officer

ATTACHMENT B

<u>ITEM</u>	<u>UNIT</u>	<u>\$/UNIT</u>
Lab Packed PCB Oil (100 ppm)	Drum	\$1,000.00
Lab Packed Pesticides	Drum	\$215.00
Loose Packed Varnish	Drum	\$215.00
Loose Packed Acid	Drum	\$215.00
Loose Packed Base	Drum	\$215.00
Loose Packed Aerosol Paint	Drum	\$120.00
Loose Packed Aerosol Cleaners	Drum	\$120.00
Loose Packed Aerosol Pesticides	Drum	\$120.00
Bulked Automotive Oils	Drum	\$125.00
Bulked Non-Halogenated Solvents	Drum	\$175.00
Lab Packed Halogenated Solvents	Drum	\$215.00
Bulked Antifreeze	Drum	\$175.00
Loose Packed Auto Batteries	Drum	\$150.00
Loose Packed Alkaline Batteries	Drum	\$215.00
Loose Packed Pentachlorophenol	Drum	\$215.00
Lab Packed Dioxin Containing Materials	Drum	\$215.00
Latex/Oil Paint	Gallon	\$2.50
Labor	Fixed	\$94,400.00
Bins	Fixed	\$1,200.00
Additional Insured	1% of total	\$2,773.00

TOTAL COST NOT TO EXCEED \$277,283.00

The contractor will be paid \$27,728.00 seven days before each event to cover mobilization expenses.