



Office of the City Manager

CONSENT CALENDAR
June 28, 2022

To: Honorable Mayor and Members of the City Council
 From: Dee Williams-Ridley, City Manager
 Submitted by: Liam Garland, Director, Public Works
 Subject: Contract No. 117563-1 Amendment: Clean Harbors, Inc. for Hazardous Waste Management Services

RECOMMENDATION

Adopt a Resolution authorizing the City Manager to execute a contract amendment with Clean Harbors, Inc. for hazardous waste management, removal, and disposal services for the City of Berkeley increasing the contract amount by \$200,000 for a new not to exceed amount of \$650,000 and extend the contract term through June 30, 2024.

FISCAL IMPACTS OF RECOMMENDATION

Funding for this contract amendment is anticipated to be supported by various funding sources. Funds in the amount of \$135,500 will be recommended for appropriation and subject to Council approval of the FY 2023 Annual Appropriations Ordinance. Additional funding will be made available and appropriated as needed for services.

Department / Fund	ERMA Account Code	Amount
Public Works – Zero Waste	601-54-624-693-0000-000-472-613910-	\$65,000
Public Works – General Fund	011-54-624-693-0000-000-412-613910-	\$22,000
Public Works – Building Maint.	673-54-624-693-0000-000-472-613910-	\$9,000
Public Works – Equip. Maint.	672-54-626-722-0000-000-472-613910-	\$30,000
Public Works – State Transp. Tax	127-54-622-664-0000-000-431-613910-	\$1,000
Library – Library Tax	101-54-624-693-0000-000-463-613910-	\$2,000
Parks, Recreation and Waterfront	608-52-544-592-0000-000-472-613910-	\$6,500
Available Budgeted Amount		\$135,500

CURRENT SITUATION AND ITS EFFECTS

Clean Harbors, Inc. and its subsidiary Safety-Kleen (which focuses on used oil collection and recycling) remove hazardous waste generated or illegally disposed of at the City’s Solid Waste Management Center and Transfer Station (Transfer Station), Corporation Yard, and Marina. In addition, Clean Harbors responds to hazardous material emergencies that exceed the Berkeley Fire Department and Hazardous Materials Response Team’s capabilities to remove and dispose of such materials located on City property. Services provided under this contract include classification,

packaging, recycling, treatment, and disposal of hazardous and universal waste abandoned in and generated by the City. This contract also provides for emergency response, clean up and disposal services for accidental hazardous substance releases including waterfront responses if necessary. Clean Harbors, Inc. has a proven track record with the City for providing continuously professional and reliable disposal services of hazardous waste responsibly.

For these much needed services to continue, City staff recommends amending the existing contract with Clean Harbors, Inc. by increasing the contract amount by \$200,000 for a new not-to-exceed amount of \$650,000 and extending the contract term through June 30, 2024.

The Clean Harbors, Inc. contract amendment supports the Strategic Plan Priority of providing state-of-the-art, well-maintained infrastructure, amenities, and facilities.

BACKGROUND

The City generates hazardous waste occasionally through its routine business processes including vehicle, street, and building maintenance. Additionally, hazardous waste is occasionally abandoned or spilled onto city streets thus posing a risk to the public. The City must have access to the services of a licensed hazardous waste contractor compliant with all federal, state, and local regulations, who is available to provide services to mitigate these risks, as well as the protection afforded by a full-service hazardous waste firm for the cleanup of potentially large, highly toxic or more complex hazardous waste cleanup efforts.

In July 2017, City Council authorized the City Manager, by Resolution No. 68,089-N.S., to enter into contract with Clean Harbors, Inc. to provide treatment and disposal of hazardous and universal waste services. This contract was amended by Resolution 69,356-N.S., extending services through June 30, 2022.

ENVIRONMENTAL SUSTAINABILITY AND CLIMATE IMPACTS

Clean Harbors, Inc. is required to dispose of hazardous waste following the most stringent environmental and safe practices and regulations. Clean Harbors, Inc. has been a proven partner with the City to dispose of hazardous waste responsibly, thereby minimizing the potential for accidental release of such materials. In addition, they can assist the City in the event of an emergency event including response to incidents in the Marina.

RATIONALE FOR RECOMMENDATION

The City is required to have a permitted transporter and disposal company for hazardous waste. Clean Harbors has consistently provided excellent services for the City.

ALTERNATIVE ACTIONS CONSIDERED

No alternative actions were considered.

Contract No. 117563-1 Amendment: Clean Harbors, Inc.
for Hazardous Waste Management Services

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CONTACT PERSON

Joy Brown, Public Works Operations Manager, Public Works, (510) 981-6629

Attachment:
1: Resolution

RESOLUTION NO. ##,###-N.S.

CONTRACT NO. 117563-1 AMENDMENT: CLEAN HARBORS, INC. FOR
HAZARDOUS WASTE MANAGEMENT SERVICES

WHEREAS, on March 17, 2017, the City requested proposals (Spec. No. 17-11112-C) for hazardous waste management and Clean Harbors, Inc. was selected as the most qualified, responsive, and competitive firm to provide these services; and

WHEREAS, on July 11, 2017, by Resolution No. 68,089-N.S. City Council authorized the City Manager to enter into a contract with Clean Harbors, Inc. in an amount not to exceed \$150,000 through June 30, 2020; and

WHEREAS, on April 14, 2020, by Resolution 69,356-N.S. City Council authorized the City Manager to amend the contract with Clean Harbors, Inc. for a new not to exceed amount of \$450,000 and extend the contract through June 30, 2022; and

WHEREAS, the City generates hazardous waste through its routine business processes including vehicle, street, and building maintenance;

WHEREAS, hazardous waste is sometimes abandoned or spilled into the City right of way posing a risk to the public; and

WHEREAS, hazardous waste must be properly managed, recycled and disposed of, and Clean Harbors has an excellent reputation of providing these services; and

WHEREAS, funds have been identified from each participating department and division subject to appropriation.

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Berkeley that the City Manager is authorized to execute a contract amendment with Clean Harbors, Inc. including its subsidiary Safety-Kleen for as-needed hazardous waste management, removal, recycling, treatment and disposal services in an amount not to exceed \$650,000 and extend the contract through June 30, 2024.